



**The Meeting Transcript of
The Los Angeles County
Board of Supervisors**



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1 [REPORT OF ACTION TAKEN IN CLOSED SESSION

2 ON MARCH 6, 2007 BEGINS ON PAGE 204.]

3

4

5

6 **SUP. BURKE:** WE'RE ASKING SUPERVISOR DON KNABE TO LEAD US IN
7 INVOCATION. WOULD EVERYONE PLEASE STAND? WE WILL NOW BE LED IN
8 THE INVOCATION BY SUPERVISOR DON KNABE.

9

10 **SUP. KNABE:** PLEASE JOIN ME IN AN ATTITUDE OF PRAYER, PLEASE.
11 OUR MOST KIND AND GRACIOUS HEAVENLY FATHER, WE COME BEFORE YOU
12 THIS MORNING TO GIVE YOU THANKS. WE THANK YOU FOR YESTERDAY,
13 WE THANK YOU FOR TODAY AND WE THANK YOU FOR TOMORROW. WE ASK
14 THAT YOU WATCH OVER THESE DELIBERATIONS, GUIDE US, THROUGH
15 YOUR WILL, AS WE REACH OUT TO THOSE IN NEED AND ALSO TO TAKE
16 THE TIME TO SAY THANK YOU TO THOSE THAT HAVE BEEN HELPFUL. WE
17 ASK THAT YOU BLESS THE WORKFORCE OF LOS ANGELES COUNTY AS THEY
18 MEET THE NEEDS OF OUR 10 MILLION RESIDENTS AND WE ASK THAT YOU
19 WATCH OVER ALL OF OUR RESIDENTS HERE IN THE COUNTY OF LOS
20 ANGELES, STATE OF CALIFORNIA, IN THE UNITED STATES OF AMERICA.
21 SO, AS WE MOVE FORWARD IN THIS MEETING, WE ASK FOR YOUR
22 CONTINUED GUIDANCE, DIRECTION AND PROTECTION AND ALL GOD'S
23 PEOPLE SAID AMEN.

24



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1 **SANTIAGO ENRIQUEZ, JR.:** LADIES AND GENTLEMEN, PLEASE FOLLOW ME
2 IN THE PLEDGE OF ALLEGIANCE. [PLEDGE OF ALLEGIANCE]

3

4 **SUP. BURKE:** WE'LL HAVE A PRESENTATION BY SUPERVISOR
5 ANTONOVICH, WHO HAS THE PLEDGE VETERAN? I'LL MAKE THE
6 PRESENTATION. WE ARE VERY PLEASED TODAY TO HAVE FROM THE FIRST
7 DISTRICT OUR PLEDGE VETERAN, SANTIAGO ENRIQUEZ, JR. AND THE
8 GUEST OF THE FIRST DISTRICT. HE IS FROM THE CALIFORNIA
9 NATIONAL GUARD, A SERGEANT. HE'S BEEN IN THE MILITARY FROM
10 1993 TO THE PRESENT AS A SERGEANT AND HE SERVES IN A COMPANY
11 40, BRIGADED SUPPORT BATTALION, AND HE'S RECEIVED THE ARMY
12 COMMENDATION MEDAL, ARMY ACHIEVEMENT MEDAL, GOOD CONDUCT
13 MEDAL, NATIONAL DEFENSE SERVICE MEDAL, HUMANITARIAN SERVICE
14 MEDAL, ARMY NCOPPOF DEVELOPMENTAL MEDAL, ARMY SERVICE MEDAL,
15 ARMY OVERSEAS. HE-- YOU DID SERVE OVERSEAS, RIGHT? YEAH. HE
16 WAS IN KOREA. AND HE HAS BEEN IN THE DISTRICT FOR 37 YEARS,
17 WENT TO WOODROW WILSON HIGH SCHOOL AND SAN ANTONIO COLLEGE IN
18 WALNUT. THANK YOU VERY MUCH FOR BEING HERE WITH US AND
19 SUPERVISOR MOLINA WILL BE HERE SHORTLY SO SHE CAN TAKE A
20 PHOTOGRAPH AND PRESENT YOUR CERTIFICATE BUT I'LL DO ONE RIGHT
21 NOW. [APPLAUSE]

22

23 **SUP. BURKE:** ALL RIGHT. WE'LL START THE AGENDA.

24



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1 **CLERK SACHI HAMAI:** GOOD MORNING, MADAM CHAIR PRO TEM AND
2 MEMBERS OF THE BOARD. WE WILL BEGIN TODAY'S AGENDA ON PAGE 4,
3 NOTICES OF CLOSED SESSION. ON ITEM CS-2, COUNTY COUNSEL IS
4 REQUESTING THAT THIS ITEM BE CONTINUED TO MAY 8TH, 2007. MAY
5 8TH. 8.

6

7 **SUP. BURKE:** WITHOUT OBJECTION, THIS WILL BE CONTINUED TO MAY
8 8TH.

9

10 **CLERK SACHI HAMAI:** AGENDA FOR THE MEETING OF THE COMMUNITY
11 DEVELOPMENT COMMISSION, ITEMS 1D AND 2D.

12

13 **SUP. BURKE:** MOVED BY KNABE, SECONDED BY ANTONOVICH. WITHOUT
14 OBJECTION, SO ORDERED.

15

16 **CLERK SACHI HAMAI:** AGENDA FOR THE MEETING OF THE PUBLIC WORKS
17 FINANCING AUTHORITY ITEM 1-F

18

19 **SUP. BURKE:** MOVED BY ANTONOVICH, SECONDED BY KNABE. WITHOUT
20 OBJECTION, SO ORDERED.

21

22 **CLERK SACHI HAMAI:** AGENDA FOR THE MEETING OF THE REGIONAL PARK
23 AND OPEN SPACE DISTRICT, ITEM 1-P.

24



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1 **SUP. BURKE:** MOVED BY MOLINA, SECONDED BY KNABE. WITHOUT
2 OBJECTION, SO ORDERED.

3

4 **CLERK SACHI HAMAI:** BOARD OF SUPERVISORS, ITEMS 1 THROUGH 14.
5 ON ITEM 1, THERE'S A REQUEST FOR A MEMBER OF THE PUBLIC TO
6 HOLD THIS ITEM. ON ITEM NUMBER 3, SUPERVISOR ANTONOVICH
7 REQUESTS THAT THIS ITEM BE HELD AND, ON ITEM NUMBER 10,
8 SUPERVISOR BURKE REQUESTS THAT THIS ITEM BE REFERRED BACK TO
9 HER OFFICE AND SUPERVISOR MOLINA ALSO REQUESTS THAT HER
10 SUBSTITUTE MOTION BE REFERRED BACK TO HER OFFICE. THE REST ARE
11 BEFORE YOU.

12

13 **SUP. BURKE:** ON THE REMAINDER, MOVED BY KNABE, SECONDED BY
14 MOLINA. WITHOUT OBJECTION, SO ORDERED.

15

16 **CLERK SACHI HAMAI:** CHIEF ADMINISTRATIVE OFFICER, ITEMS 15
17 THROUGH 18. ON ITEM 15, THERE'S A REQUEST FROM A MEMBER OF THE
18 PUBLIC TO HOLD THIS ITEM. AND, ON ITEM 18, SUPERVISOR
19 YAROSLAVSKY REQUESTS THAT ITEM BE CONTINUED ONE WEEK TO MARCH
20 13TH, 2007.

21

22 **SUP. BURKE:** WITHOUT OBJECTION, ITEM 18 IS CONTINUED FOR TWO
23 WEEKS.

24

25 **CLERK SACHI HAMAI:** AND ITEM 16 AND 17 ARE BEFORE YOU.



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1

2 **SUP. BURKE:** ON 16 AND 17, MOVED BY ANTONOVICH, SECONDED BY
3 KNABE. WITHOUT OBJECTION, SO ORDERED.

4

5 **SUP. KNABE:** EXCUSE ME. DID YOU-- I THOUGHT THE EXECUTIVE
6 OFFICER INDICATED ON 18 IS CONTINUED ONE WEEK.

7

8 **SUP. BURKE:** ONE WEEK.

9

10 **SUP. KNABE:** ONE WEEK.

11

12 **SUP. BURKE:** 18 IS CONTINUED FOR ONE WEEK.

13

14 **CLERK SACHI HAMAI:** CHIEF INFORMATION OFFICE. ON ITEM 19,
15 THERE'S A REQUEST FROM THE MEMBER OF THE PUBLIC TO HOLD THIS
16 ITEM. CHILDREN AND FAMILY SERVICES, ON ITEM 20, AS INDICATED
17 ON THE POSTED AGENDA, THE DIRECTOR OF CHILDREN AND FAMILY
18 SERVICES REQUESTS THAT THIS ITEM BE CONTINUED ONE WEEK TO
19 MARCH 13TH, 2007.

20

21 **SUP. BURKE:** WITHOUT OBJECTION, ITEM 20 IS CONTINUED FOR ONE
22 WEEK TO MARCH 13TH.

23

24 **CLERK SACHI HAMAI:** COMMUNITY DEVELOPMENT COMMISSION, ITEM 21.

25



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1 **SUP. BURKE:** MOVED BY MOLINA, SECONDED BY KNABE. WITHOUT
2 OBJECTION, SO ORDERED.

3

4 **CLERK SACHI HAMAI:** COUNTY COUNSEL, ITEM 22.

5

6 **SUP. BURKE:** MOVED BY ANTONOVICH, SECONDED BY KNABE. WITHOUT
7 OBJECTION, SO ORDERED.

8

9 **CLERK SACHI HAMAI:** DISTRICT ATTORNEY, ITEM 23.

10

11 **SUP. BURKE:** MOVED BY KNABE, SECONDED BY MOLINA. WITHOUT
12 OBJECTION, SO ORDERED.

13

14 **CLERK SACHI HAMAI:** HEALTH SERVICES, ITEMS 24 THROUGH 29. ON
15 ITEM 24, THIS ALSO INCLUDES THE REVISED LANGUAGE ON THE
16 SUPPLEMENTAL AGENDA AND SUPERVISOR ANTONOVICH ALSO REQUESTS
17 THAT THIS ITEM BE HELD. ON ITEM 25, THERE'S A REQUEST FROM A
18 MEMBER OF THE PUBLIC TO HOLD THIS ITEM. 26 THROUGH 29 ARE
19 BEFORE YOU.

20

21 **SUP. BURKE:** MOVED BY ANTONOVICH, SECONDED BY MOLINA. WITHOUT
22 OBJECTION, SO ORDERED.

23

24 **CLERK SACHI HAMAI:** HUMAN RESOURCES, ITEM 30.

25



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1 **SUP. BURKE:** MOVED BY MOLINA, SECONDED BY ANTONOVICH. WITHOUT
2 OBJECTION, SO ORDERED.

3

4 **CLERK SACHI HAMAI:** MENTAL HEALTH, ITEMS 31 AND 32.

5

6 **SUP. BURKE:** MOVED BY KNABE, SECONDED BY MOLINA. WITHOUT
7 OBJECTION, SO ORDERED.

8

9 **CLERK SACHI HAMAI:** PROBATION, ITEMS 33 AND 34.

10

11 **SUP. BURKE:** MOVED BY ANTONOVICH, SECONDED BY KNABE. WITHOUT
12 OBJECTION, SO ORDERED.

13

14 **CLERK SACHI HAMAI:** PUBLIC HEALTH, ITEM 35 AND 36. ON ITEM 35,
15 SUPERVISOR BURKE REQUESTS THAT THIS ITEM BE CONTINUED ONE WEEK
16 TO MARCH 13TH, 2007 AND THERE'S ALSO A REQUEST FROM A MEMBER
17 OF THE PUBLIC TO HOLD THIS ITEM.

18

19 **SUP. BURKE:** ALL RIGHT. WE'LL HOLD IT.

20

21 **CLERK SACHI HAMAI:** PUBLIC SOCIAL SERVICES, ITEMS 37 AND 38. ON
22 ITEM...

23

24 **SUP. BURKE:** ON 36, DID WE--

25



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1 **CLERK SACHI HAMAI:** OH, I'M SORRY.

2

3 **SUP. BURKE:** ON 36, MOVED BY MOLINA, SECONDED BY ANTONOVICH.
4 WITHOUT OBJECTION, SO ORDERED.

5

6 **CLERK SACHI HAMAI:** PUBLIC SOCIAL SERVICES, ITEMS 37 AND 38. ON
7 ITEM 37, THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SOCIAL
8 SERVICES IS REQUESTING THAT THIS ITEM BE CONTINUED ONE WEEK TO
9 MARCH 13TH, 2007.

10

11 **SUP. BURKE:** WITHOUT OBJECTION, CONTINUED FOR ONE WEEK.

12

13 **CLERK SACHI HAMAI:** AND ITEM 38 IS BEFORE YOU.

14

15 **SUP. BURKE:** MOVED BY ANTONOVICH, SECONDED BY MOLINA. WITHOUT
16 OBJECTION, SO ORDERED.

17

18 **CLERK SACHI HAMAI:** PUBLIC WORKS, ITEMS 39 THROUGH 59. ON ITEM
19 44, THERE IS A REQUEST FROM A MEMBER OF THE PUBLIC TO HOLD
20 THIS ITEM AND, ON ITEM 51, THE DATE FOR THE HEARING SHOULD BE
21 CHANGED FROM APRIL 24TH, 2007, TO MAY 22, 2007.

22

23 **SUP. BURKE:** FIRST NOTING THE CHANGE FROM NUMBER 51 FROM APRIL
24 24TH TO MAY 22ND. ON THE REMAINDER ITEMS AND ON THAT ITEM,



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1 MOVED BY KNABE, SECONDED BY MOLINA. WITHOUT OBJECTION, SO
2 ORDERED.

3

4 **CLERK SACHI HAMAI:** PAGE 28, SHERIFF, ITEM 60.

5

6 **SUP. BURKE:** MOVED BY MOLINA, SECONDED BY ANTONOVICH. WITHOUT
7 OBJECTION, SO ORDERED.

8

9 **CLERK SACHI HAMAI:** TREASURER AND TAX COLLECTOR, ITEM 61.

10

11 **SUP. BURKE:** MOVED BY ANTONOVICH, SECONDED BY KNABE. WITHOUT
12 OBJECTION, SO ORDERED.

13

14 **CLERK SACHI HAMAI:** MISCELLANEOUS COMMUNICATIONS, ITEMS 62
15 THROUGH 65. ON ITEM 62, SUPERVISOR KNABE REQUESTS THAT THIS
16 ITEM BE CONTINUED ONE WEEK TO MARCH 13TH, 2007.

17

18 **SUP. BURKE:** WITHOUT OBJECTION, ITEM 62 CONTINUED FOR ONE WEEK.

19

20 **CLERK SACHI HAMAI:** AND 63 THROUGH 65 ARE BEFORE YOU.

21

22 **SUP. BURKE:** MOVED BY KNABE, SECONDED BY MOLINA. WITHOUT
23 OBJECTION, SO ORDERED.

24



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1 **CLERK SACHI HAMAI:** ORDINANCE FOR INTRODUCTION, ON ITEM 66,
2 I'LL READ THE SHORT TITLE IN FOR THE RECORD. THIS IS AN
3 ORDINANCE AMENDING TITLE 4 REVENUE AND FINANCE OF THE LOS
4 ANGELES COUNTY CODE RELATING TO CLAIMS AND ACTIONS.

5

6 **SUP. BURKE:** MOVED BY MOLINA, SECONDED BY ANTONOVICH. WITHOUT
7 OBJECTION, SO ORDERED.

8

9 **CLERK SACHI HAMAI:** SEPARATE MATTER, ON ITEM 67, AS INDICATED
10 ON THE SUPPLEMENTAL AGENDA, SUPERVISOR ANTONOVICH REQUESTS
11 THAT THIS ITEM BE CONTINUED ONE WEEK TO MARCH 13TH, 2007.

12

13 **SUP. BURKE:** WITHOUT OBJECTION, 67 IS CONTINUED FOR ONE WEEK.

14

15 **CLERK SACHI HAMAI:** PUBLIC HEARINGS, ITEMS 68 AND 69. ON ITEM
16 68, SUPERVISOR YAROSLAVSKY REQUESTS THAT THIS ITEM BE
17 CONTINUED TO APRIL 13-- OR, EXCUSE ME, APRIL 3RD, 2007.

18

19 **SUP. BURKE:** WITHOUT OBJECTION, 68 IS CONTINUED TO APRIL 3RD.

20

21 **CLERK SACHI HAMAI:** AND ON ITEM 69, WE'LL HOLD THIS FOR A
22 PUBLIC HEARING. MISCELLANEOUS, ADDITIONS TO THE AGENDA
23 REQUESTED BY BOARD MEMBERS AND THE CHIEF ADMINISTRATIVE
24 OFFICER WHICH WERE POSTED MORE THAN 72 HOURS IN ADVANCE OF THE



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1 MEETING, AS INDICATED ON THE GREEN SUPPLEMENTAL AGENDA. ITEM
2 70-A.

3

4 **SUP. BURKE:** MOVED BY KNABE, SECONDED BY ANTONOVICH-- SECONDED
5 BY MOLINA. WITHOUT OBJECTION, SO ORDERED.

6

7 **CLERK SACHI HAMAI:** 70-B.

8

9 **SUP. BURKE:** MOVED BY BURKE, SECONDED BY KNABE. WITHOUT
10 OBJECTION, SO ORDERED.

11

12 **CLERK SACHI HAMAI:** AND, ON 70-C, SUPERVISOR ANTONOVICH WOULD
13 LIKE TO BE ADDED AS A CO-AUTHOR ON THIS RECOMMENDATION AND IT
14 IS BEFORE YOU.

15

16 **SUP. BURKE:** MOVED BY ANTONOVICH, SECONDED BY MOLINA. WITHOUT
17 OBJECTION, SO ORDERED.

18

19 **CLERK SACHI HAMAI:** THAT COMPLETES THE READING OF THE AGENDA.
20 BOARD OF SUPERVISORS' SPECIAL ITEMS BEGIN WITH SUPERVISORIAL
21 DISTRICT NUMBER 4.

22

23 **SUP. BURKE:** I'M GOING TO ASK THAT WE CALL UP A VERY SPECIAL
24 PERSON WHO HAS TO LEAVE EARLY AND THEN WE'LL DO THE STARS
25 ALSO. SO I'D LIKE TO CALL UP PAT HARVEY. WE HAVE AGNES



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1 STEVENS, FOUNDING DIRECTOR OF SCHOOL ON WHEELS, MATT ROB,
2 COORDINATOR AND VOLUNTEERS AND MRS. STEPHENS-- I'M READING THE
3 WRONG THING. OKAY. I'LL DO THIS FIRST. OKAY. MR. STEPHENS
4 FOUNDED SCHOOL ON WHEELS MORE THAN A DECADE AGO WITH A MISSION
5 TO ENHANCE EDUCATIONAL OPPORTUNITIES FOR HOMELESS CHILDREN
6 FROM KINDERGARTEN THROUGH THE 12TH GRADE. WITH MORE THAN
7 10,000 HOMELESS CHILDREN IN THE LOS ANGELES SCHOOL DISTRICT,
8 HER GOAL HAS BEEN TO REDUCE GAPS IN EDUCATION AND PROVIDE
9 CHILDREN WITH THE HIGHEST EDUCATION POSSIBLE. SCHOOLS ON
10 WHEELS IS LOCATED IN THE HEART OF SKID ROW AND NUMEROUS
11 LOCATIONS THROUGHOUT L.A. COUNTY. WITH THE HELP OF OVER 300
12 VOLUNTEERS, APPROXIMATELY 1,000 CHILDREN ARE TUTORED EACH
13 YEAR. NOT ONLY DO THE TUTORS WORK WITH THE STUDENTS BUT THEY
14 ALSO HELP PARENTS TO COMPLETE NECESSARY PAPERWORK TO GET THEIR
15 CHILDREN TO SCHOOL, IN ADDITION, ASSISTING THEM IN OBTAINING
16 BIRTH CERTIFICATES AND IMMUNIZATION RECORDS. K-CAL 9 NEWS
17 ANCHOR PAT HARVEY RECENTLY FEATURED SCHOOL ON WHEELS AND THE
18 REMARKABLE JOB BEING DONE BY AGNES STEPHENS' STAFF AND
19 VOLUNTEERS TO EDUCATE HOMELESS CHILDREN HERE IN LOS ANGELES.
20 LET'S TAKE A LOOK. [VIDEO PLAYS]

21

22 **PAT HARVEY:** SURPRISING NUMBER, MORE THAN 10,000 CHILDREN IN
23 L.A. SCHOOLS ARE HOMELESS. MANY LITERALLY LIVE ON STREET
24 CORNERS, IN CARS OR SHELTERS. TONIGHT, WE WANT TO TELL YOU



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1 ABOUT A WOMAN WHO IS TRYING TO CHANGE THE COURSE OF THEIR
2 LIVES THE ONLY WAY SHE KNOWS HOW: BY TEACHING.

3

4 **PAT HARVEY:** IT LOOKS LIKE A STREET SCENE IN A THIRD WORLD
5 COUNTRY. IT'S NOT. IT'S FIVE MINUTES FROM THE FINANCIAL
6 DISTRICT AND CITY HALL. IT IS L.A. SKID ROW, WHAT SOME HAVE
7 LABELED THE BIGGEST SOCIAL DISASTER IN THE NATION.

8

9 **PAT HARVEY:** IF YOU'RE SCARED TO WALK DOWN HERE, THEN THINK
10 ABOUT THE 7-YEAR-OLD GIRL THAT'S WALKING AROUND DOWN HERE
11 AMONGST SEX OFFENDERS AND DRUG DEALERS.

12

13 **PAT HARVEY:** SQUEEZED BETWEEN THE DESPERATION AND THE MISERY IS
14 A TINY STOREFRONT FULL OF DREAMS. [LAUGHTER - CHILDREN]

15

16 **SPEAKER:** THAT WAS FUNNY!

17

18 **PAT HARVEY:** THIS IS THE HOME OF SCHOOL ON WHEELS, AN
19 EDUCATIONAL TRIAGE FOR L.A.'S HOMELESS CHILDREN.

20

21 **SPEAKER:** CAN YOU COLOR YOUR DINOSAUR THERE?

22

23 **AGNES STEVENS:** THE ONLY WAY OUT FOR MANY OF THESE CHILDREN IS-
24 - I MEAN, FOR ALL OF THEM, AS FAR AS I'M CONCERNED, IS
25 EDUCATION.



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1

2 **PAT HARVEY:** 71-YEAR-OLD AGNES STEVENS IS THE FOUNDER. THIS
3 RETIRED TEACHER HAS WALKED THESE STREETS FOR 13 YEARS,
4 LITERALLY TUTORING CHILDREN LIVING IN SHELTERS, CARS, EVEN
5 CARDBOARD BOXES.

6

7 **PAT HARVEY:** THERE ARE FAMILIES THAT ARE LIVING IN CARDBOARD
8 BOXES.

9

10 **AGNES STEVENS:** EXACTLY.

11

12 **PAT HARVEY:** THAT'S NOT OUT OF YOUR REACH.

13

14 **AGNES STEVENS:** NO, NO.

15

16 **PAT HARVEY:** MATT RAAB WORKS WITH AGNES.

17

18 **MATT RAAB:** MANY TIMES, I'VE SEEN HER DO THINGS AND THOUGHT
19 THAT SHE IS FEARLESS BUT WHAT SHE SAYS ABOUT IT IS, IF YOU
20 CAN'T BE HERE, HOW CAN WE POSSIBLY HAVE THEM LIVING ON THE
21 STREETS DOWN HERE?

22

23 **PAT HARVEY:** ONE OF THOSE CHILDREN IS 10-YEAR-OLD BRIANNA, SAN
24 JULIAN STREET IS LITERALLY HER BACKYARD. TELL ME, WHAT DO YOU
25 THINK ABOUT THIS PLACE? DO YOU LIKE IT?



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1

2 **BRIANA:** I LOVE IT.

3

4 **PAT HARVEY:** YOU DO? WHAT'S SO WONDERFUL ABOUT IT?

5

6 **BRIANA:** SCHOOL ON WHEELS IS SO HELPFUL AND THEY HELP ME WITH
7 THEIR HOMEWORK AND NOW I'M, LIKE, THE SECOND SMARTEST ONE IN
8 MY CLASS.

9

10 **PAT HARVEY:** AND SUCCESS STORIES EXTEND BEYOND DOWNTOWN. AT
11 RUBY'S PLACE, A HOMELESS SHELTER IN SOUTH L.A., WE MET BYRON.

12 **BYRON:** <INAUDIBLE>

13

14 **PAT HARVEY:** HE RECENTLY STARTED WITH SCHOOL ON WHEELS.

15

16 **BYRON:** LAST YEAR, I WAS GETTING AN "F" IN MY CLASS AND NOW I'M
17 STARTING TO GETTING "B"S.

18

19 **PAT HARVEY:** WHAT?! THAT IS TERRIFIC. WELL, THEN YOU CAN EVEN
20 WORK TOWARD AN "A", HUH? SO IT REALLY MAKES A DIFFERENCE FOR
21 YOU?

22

23 **BYRON:** MM HM.

24



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1 **PAT HARVEY:** BUT MAINTAINING THESE SUCCESS STORIES IS TOUGH.
2 MANY OF THESE KIDS SIMPLY DISAPPEAR THROUGHOUT THE SCHOOL
3 YEAR. VOLUNTEERS TRY TO KEEP IN CONTACT WITH THEM WHEREVER
4 THEY END UP, EVEN IF IT'S A STREET CURB.

5

6 **MATT RAAB:** EVEN IF EVERYTHING ELSE IN THEIR WORLD IS CHAOTIC,
7 THEY HAVE ONE CONSISTENT PERSON IN THEIR LIFE THAT IS WITH
8 THEM TO HELP THEM WITH THEIR SCHOOLWORK, TO TELL THEM THAT
9 THAT IS THE KEY TO ESCAPING HOMELESSNESS.

10

11 **AGNES STEVENS:** YOU'VE MET MEAN BRIGHT KIDS TODAY. THEY WILL
12 CONTRIBUTE, THEY MIGHT CONTRIBUTE TO AREAS OF SCIENCE, OF
13 EDUCATION, OF DISCOVERY, JUST BEING GREAT STUDENTS AND THAT'S
14 WHY YOU SHOULD CARE.

15

16 **PAT HARVEY:** THE PROGRAM'S 300 VOLUNTEERS TUTOR TO OVER 1,000
17 HOMELESS KIDS EACH YEAR. THEY'D LIKE TO REACH MORE. IF YOU'D
18 LIKE TO KNOW HOW YOU CAN HELP, JUST GO TO K-CAL 9.COM.

19

20 **SUP. BURKE:** WELL, IT'S OUR PLEASURE TO PRESENT THIS
21 COMMENDATION TO AGNES STEPHENS FOR THE WORK SHE DOES, HELPING
22 THOSE WHO REALLY, REALLY NEED IT AND I'D LIKE TO ASK YOU TO
23 SAY A WORD FOR US. CONGRATULATIONS. [APPLAUSE]

24



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1 **AGNES STEVENS:** FIRST, I WANT TO THANK YVONNE BURKE FOR THE
2 HONOR AND PRIVILEGE JUST TO BE HERE TODAY. WE REALLY DEEPLY
3 APPRECIATE IT, AND-- THE OPPORTUNITY TO BE HERE. SECONDLY, I
4 WANT TO GIVE A BIG HAND TO OUR STAFF AS PART OF OUR STAFF IS
5 HERE AND ALL THE WORK-- THEY DO ALL THE WORK AND THEY WORK OUT
6 OF TOUGH CIRCUMSTANCES. THEY'RE EXTREMELY DEDICATED AND THIS
7 IS OUR SCHOOL... [APPLAUSE]

8

9 **AGNES STEVENS:** AND I'M SO GLAD TO HAVE THE OPPORTUNITY TO
10 THANK PAT HARVEY FOR THE PIECE AT K-CAL. THAT HAS REACHED
11 MILLIONS OF PEOPLE, ACTUALLY, TO-- SO THEY CAN HEAR ABOUT THE
12 HOMELESS CHILDREN. I THINK MY BIGGEST MESSAGE IS THAT SO MUCH
13 TALK IS BEING DONE ABOUT HOMELESSNESS THROUGHOUT THE WHOLE
14 COUNTY AND MANY COUNTIES THROUGHOUT THE COUNTRY BUT ESPECIALLY
15 HERE IN YOUR AREAS, TO NEVER-- AND I KNOW YOU WON'T BUT, IN
16 TALKING ABOUT IT, TO NEVER, EVER FORGET THAT THERE'S CHILDREN
17 THERE K THROUGH 12 WHO ALSO COME UNDER HOMELESSNESS AND THEY
18 STRUGGLE SO MUCH TO RECEIVE AN EDUCATION AS THEY GO FROM
19 SCHOOL TO SCHOOL AND FROM PLACE TO PLACE. AND, FINALLY, I
20 THINK OUR BIGGEST REQUEST IS YOU HAVE CONTACTS WITH
21 BUSINESSES, SO KIND OF ASK THEM TO BECOME VOLUNTEERS SO THEY
22 CAN-- GIVE US A CHANCE TO GO IN AND TALK TO THEM BECAUSE WE
23 NEED HUNDREDS AND HUNDREDS MORE VOLUNTEERS, AND YOU HAVE THE
24 CONNECTIONS TO DO THAT, HOPEFULLY, AND SO, ONCE AGAIN, THANK



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1 YOU SO MUCH FOR HAVING A CHANCE TO BE A VOICE FOR THE
2 HOMELESS. [APPLAUSE]

3

4 **SUP. BURKE:** WELL, MANY OF US WOULD NEVER HAVE KNOWN ABOUT THIS
5 IF IT HASN'T BEEN FOR PAT HARVEY, WHO BROUGHT IT TO OUR
6 ATTENTION AND BROUGHT IT TO THE ATTENTION OF LOS ANGELES AND,
7 REALLY, TO MANY PEOPLE THROUGHOUT THE NATION. SHE ALWAYS SAYS
8 THINGS THAT ARE WONDERFUL FOR OUR COMMUNITY, SHE'S VERY
9 INVOLVED WITH THE COMMUNITY, IS ALWAYS THERE AND WE WANT TO
10 COMMEND HER FOR BRINGING TO OUR ATTENTION AND HIGHLIGHTING THE
11 GOOD THINGS THAT GO ON, THE IMPORTANT THINGS THAT GO ON AND
12 THE THINGS THAT WE NEED TO KNOW ABOUT AND WE NEED TO EMPHASIZE
13 AND THE PEOPLE WE NEED TO HONOR. PAT. [APPLAUSE]

14

15 **PAT HARVEY:** SUPERVISOR BURKE, MY FRIEND, THANK YOU SO MUCH.
16 MIKE ANTONOVICH, DON KNABE, GLORIA MOLINA, GOOD TO SEE YOU ALL
17 THIS MORNING. I JUST WANT TO COMMEND AGNES FOR HER WORK WITH
18 SCHOOL ON WHEELS. I WANT TO THANK MY PRODUCER, KAREN FOCHE,
19 WHO ACTUALLY BROUGHT THIS TO OUR ATTENTION AND I WANT TO SHARE
20 A BRIEF STORY WITH YOU. THIS STORY ACTUALLY RAN ON THE DAY
21 THAT ANNA NICOLE SMITH DIED AND MY FIRST INCLINATION WAS ONE
22 ,OF OBVIOUSLY, SADNESS FOR MISS SMITH AND HER FAMILY BUT I
23 ALSO THOUGHT, OH, WELL, WE'RE NOT GOING TO AIR THIS STORY,
24 THERE'S NOT GOING TO BE TIME TO AIR THIS STORY BECAUSE WE'RE
25 GOING TO FOCUS ON ANNA NICOLE SMITH AND, AS IT HAPPENED, WE



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1 DID AIR THE STORY, IT FOLLOWED A STORY ABOUT MISS SMITH AND I
2 THOUGHT WELL, YOU KNOW WHAT, THIS IS A GOOD THING, BECAUSE
3 INSTEAD OF THINKING IT WAS GOING TO GET LOST IN THE NEWS OR
4 THE STORY OF THE DAY, I THINK ACTUALLY MORE PEOPLE SAW THIS
5 STORY. SO IT ACTUALLY WORKED OUT IN AIRING IT ON THE DAY THAT
6 WE DID, SO THAT, TO ME, MEANT, AS A JOURNALIST, THAT GOOD
7 THINGS REALLY DO HAPPEN OUT OF THINGS THAT ARE SO TRAGIC.
8 HERE'S A STORY THAT NEEDED TO BE HEARD, MORE PEOPLE NEEDED TO
9 KNOW ABOUT IT AND THE BEST THING ABOUT THIS OF ALL FRIENDS IS
10 THAT YOU CAN VOLUNTEER FOR FREE, JUST VOLUNTEER YOUR SERVICES
11 FOR AN HOUR AND YOU'RE HELPING KIDS AND WE'RE HELPING
12 OURSELVES AS A RESULT OF THAT BECAUSE, THAT WAY, WE BRING
13 OTHER PEOPLE UP AND THAT ONLY UPLIFTS US AS WELL, SO THANK YOU
14 AGAIN FOR THE RECOGNITION, I DO APPRECIATE IT AND KEEP THE
15 STORIES COMING BECAUSE WE'LL DO MORE OF THEM. THANK YOU. [
16 APPLAUSE]

17

18 **SUP. BURKE:** NOW I'M NEW TO THIS STARS SO I'M GOING TO-- IT'S
19 MY PLEASURE TODAY TO INTRODUCE THE MARCH 2007 L.A. COUNTY
20 STARS IN THE CATEGORY OF SERVICE EXCELLENCE, AND I HOPE I HAVE
21 THE RIGHT-- I'M CALLING THE RIGHT PEOPLE FIRST. FIRST, WE HAVE
22 CHILD SUPPORT SERVICES DEPARTMENT, COMMUNICATION AND MARKETING
23 DIVISION. THE TEAM, COMPRISED OF CARLOS ESEFES, RICK APOSTAL,
24 MARTY BRANTSCOMB, ORALIA MORCORDOVA, WILLIAM DIMAS, VIVIAN MY,
25 CINDY SAM, DONNA WARE, MINUSH SAHAD AND AL REYES. THEY STAGED



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1 THE MOST SUCCESSFUL CHILD SUPPORT AWARENESS MONTH OUTREACH
2 PROGRAM IN THE HISTORY OF THE DEPARTMENT LAST YEAR. THE TEAM
3 ENGAGED OVER 105 COMMUNITY AND FAITH-BASED ORGANIZATION
4 LEADERS IN DIALOGUE CONCERNING THE MOST EFFECTIVE METHODS FOR
5 PROVIDING CHILD SUPPORT SERVICES TO L.A. CONSTITUENTS. THEY
6 ALSO STAGED THE FIRST SUMMIT FOR OVER 60 ESCROW AND TITLE
7 COMPANY PROFESSIONALS WHO ARE INTEGRAL PARTNERS IN THE
8 ENFORCEMENT OF SUPPORT, COLLECTING OVER 40.1 MILLION FOR CSSD
9 FAMILIES. THE OUTREACH SERVED TO INCREASE THE DEPARTMENT'S
10 VISIBILITY IN THE COMMUNITY AND EXPAND ITS SERVICES TO DIVERSE
11 AND UNDERSERVED POPULATIONS. CONGRATULATIONS AND WE HAVE MR.
12 BROWNING HERE. THANK YOU. [APPLAUSE]

13

14 **SUP. BURKE:** NEXT, WE HAVE BETTY MARLOW FROM THE COUNTY PUBLIC
15 LIBRARY. MISS MARLOW IS THE COMMUNITY LIBRARY MANAGER OF THE
16 EAST RANCHO DOMINGUS LIBRARY, WHICH IS LOCATED IN AN
17 UNINCORPORATED AREA NEAR COMPTON. THROUGH HER EFFORTS, THE
18 LOCAL QUALITY OF LIFE HAS BEEN ENRICHED BY EDUCATIONAL AND
19 CULTURAL OFFERINGS. LAST YEAR, SHE IMPLEMENTED TWO SIGNIFICANT
20 SERVICES: FAMILY PLACE, A PROGRAM DEVOTED TO MAKING THE
21 LIBRARY FAMILY FRIENDLY TO PRESCHOOLERS AND THEIR PARENTS; AND
22 A HOMEWORK CENTER, WHICH FEATURES HOMEWORK HELPERS, COMPUTERS,
23 LIBRARY MATERIALS TO ASSIST CHILDREN WITH THEIR SCHOOLWORK.
24 MISS MARLOW SERVES VARIOUS POPULATIONS AND ENSURES THAT



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1 MATERIALS AND SERVICES AT THE LIBRARY ARE REPRESENTATIVE OF
2 ALL GROUPS. CONGRATULATIONS. [APPLAUSE]

3

4 **SUP. BURKE:** LASTLY, IT'S OUR PLEASURE TO INTRODUCE THE SKID
5 ROW ASSESSMENT TEAM FROM THE DEPARTMENT OF PUBLIC SOCIAL
6 SERVICES. THE TEAM CONSISTS OF DOLORES CHAVEZ, MANUEL DE LA
7 CRUZ, ANGELICA GIAGO, COACHY ZERON, CAESAR VALDEZ, DAVID
8 MAORGA, RYAN SAMBRANO, LUCIA NAVARRO, JOSE CHAVEZ, YOLANDA
9 WISCOE, PATRICIA TORRES, REGINALD NUJUKO AND FRANCIS KUDOY. IN
10 2006, THE TEAM ASSISTED A TOTAL OF 1,186 HOMELESS INDIVIDUALS
11 BY PROVIDING FAMILIES OR INDIVIDUALS WITH IMMEDIATE NEEDS
12 ASSESSMENT, CALWORKS APPLICATIONS AND PROBLEM RESOLUTION ON
13 ONGOING CASES, WELFARE-TO-WORK AND DIRECT LINKING THE FAMILIES
14 TO OTHER AVAILABLE SERVICES. BY COLLABORATING WITH THE LOS
15 ANGELES HOMELESS SERVICE AUTHORITY SCHOOL DISTRICTS, HOMELESS
16 LIAISONS, HOMELESS COURT, THE DEPARTMENT OF CHILDREN AND
17 FAMILY SERVICES, MENTAL HEALTH AND PUBLIC HEALTH, THE TEAM HAS
18 PROVIDED INVALUABLE SERVICES TO THE HOMELESS POPULATION OF THE
19 COUNTY OF LOS ANGELES. CONGRATULATIONS AND I WANT TO TELL YOU
20 HOW MUCH WE APPRECIATE THE JOB YOU'RE DOING, YOU'RE TRULY
21 IMPACTING AND HELPING THOSE PEOPLE WHO NEED THE HELP.
22 CONGRATULATIONS. [APPLAUSE]

23

24 **SUP. MOLINA:** MADAM CHAIR, WHILE YOU'RE TAKING THE PICTURE, I
25 JUST WANT TO SAY IT'S INTERESTING THAT WE LOOKED AT THE



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1 HOMELESS VIDEO THAT PAT HARVEY DID BUT THIS TEAM IS OUT THERE
2 ALL THE TIME, 24 HOURS A DAY. THEY DO FULL ASSESSMENTS OF
3 THESE FAMILIES AND THESE CHILDREN AND PROVIDE SERVICES
4 WHEREVER THEY CAN AND THEIR GOAL IS TO KEEP CHILDREN OUT OF
5 SKID ROW AND THEY'RE DOING AN ABSOLUTELY OUTSTANDING JOB AND
6 THEY SHOULD BE COMMENDED FOR THE OUTSTANDING WORK THAT THEY
7 DO, SO CONGRATULATIONS TO YOU ALL. [APPLAUSE]

8

9 **SUP. BURKE:** YOU'RE UP FIRST, SUPERVISOR KNABE.

10

11 **SUP. KNABE:** MADAM CHAIR, MEMBERS OF THE BOARD, LADIES AND
12 GENTLEMEN, IT'S MY PRIVILEGE TO INVITE UP-- WE'LL WAIT UNTIL
13 WE CLEAR THE AREA HERE. ALL RIGHT. MADAM CHAIR, MEMBERS OF THE
14 BOARD, LADIES AND GENTLEMEN, I'D LIKE TO INVITE UP MR. ART
15 WIBLE. TODAY, WE ARE HONORING ART ON HIS RETIREMENT AS THE
16 PUBLISHER OF THE DAILY BREEZE NEWSPAPER, AS WELL AS HIS
17 COMMUNITY SERVICE. ART WAS BORN IN NEW YORK, RECEIVED HIS
18 BACHELOR'S DEGREE IN JOURNALISM FROM THE UNIVERSITY OF
19 MICHIGAN AND BEGAN HIS CAREER AT THE CHICAGO TRIBUNE. HE
20 JOINED COPLAND NEWSPAPERS IN 2001, SERVING AS THE PUBLISHER OF
21 THE SOUTH BAY'S DAILY BREEZE NEWSPAPER UNTIL THIS PAST
22 DECEMBER, WHEN IT WAS SOLD TO THE HEARST CORPORATION. IN A
23 TIME OF INDUSTRY DECLINE, ART MORE THAN DOUBLED THE MARKET
24 SHARE FOR THE DAILY BREEZE THROUGH THE ACQUISITION OF OTHER
25 LOCAL PAPERS, AS WELL AS, MOST IMPORTANTLY, INCREASED



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1 CIRCULATION NUMBERS. DAILY BREEZE JOURNALISTS HAVE ALSO WON
2 NUMEROUS AWARDS FOR REPORTING EXCELLENCE AND EXEMPLIFYING TO
3 MAKING A DIFFERENCE PHILOSOPHY THAT WAS STRESSED BY ART. IN
4 ADDITION TO HIS WORK WITH THE PAPER, ART HAS BEEN A GOOD
5 FRIEND TO THE COMMUNITY IN MANY REGARDS. HE SERVED AS A BOARD
6 MEMBER OF OVER A DOZEN LOCAL NONPROFIT GROUPS, INCLUDING THE
7 SOUTH BAY ECONOMIC PARTNERSHIP, THE SOUTH BAY POLICE AND FIRE
8 MEMORIAL FOUNDATION, THE BEACH CITY'S HEALTH DISTRICT, VARIOUS
9 LOCAL CHAMBERS OF COMMERCE AND MANY OTHER GROUPS AND
10 ORGANIZATIONS AND, THANKFULLY, HE'S NOT GOING TO GIVE UP ON
11 ALL THAT, SO WE REALLY APPRECIATE THE FACT HE'S GOING TO STAY
12 INVOLVED. BUT, ART, ON BEHALF MYSELF AND MY COLLEAGUES AND THE
13 10 MILLION RESIDENTS HERE IN LOS ANGELES COUNTY, WE WANT TO
14 THANK YOU FOR 46 YEARS OF GREAT JOURNALISM AND APPRECIATE YOUR
15 FAIRNESS IN YOUR REPORTING AND THE GREAT NEWSPAPER THAT YOU
16 WERE A PART OF FOR SO MANY YEARS, SO CONGRATULATIONS. [
17 APPLAUSE]

18

19 **ART WIBLE:** JUST A COUPLE OF BRIEF COMMENTS. IT'S KIND OF A
20 LITTLE BIT SAD AFTER 46 YEARS TO BE GIVING IT UP. I WAS
21 ACTUALLY IN CHARGE OF THINGS FOR A LITTLE WHILE AND I'M
22 FINDING OUT NOW, IN MY SECOND MONTH OF RETIREMENT, THAT, AT
23 HOME, I'M NOT. SO ANY OF YOU KNOW HOW THAT WORKS? SO, FIVE
24 KIDS AND EIGHT GRANDKIDS ARE CALLING BUT, WITH SOME SADNESS, I
25 LEAVE BUT WE'RE HANGING IN THERE AND I JUST WANT TO SAY, IN



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1 CONCLUSION, HAVING BEEN IN NEW YORK AND CHICAGO AND SOME OTHER
2 BIG MARKETS, WE'VE WORKED WITH A LOT OF PEOPLE IN THE
3 POLITICAL ARENA AND STANDING RIGHT HERE ON MY RIGHT IS A GUY
4 WHO REALLY CARES, REALLY INVOLVED AND WE'VE BEEN PROUD AT THE
5 DAILY BREEZE AND IN THE SOUTH BAY TO WORK WITH DON KNABE. HE'S
6 THE BEST. SO WE THANK YOU, DON, FOR ALL YOU'RE DOING IN ALL OF
7 OUR COMMUNITIES AND WE HOPE TO SEE MORE OF YOU THERE. THANK
8 YOU VERY MUCH. [APPLAUSE]

9

10 **SUP. BURKE:** SUPERVISOR ANTONOVICH.

11

12 **SUP. ANTONOVICH:** MADAM CHAIRMAN, TODAY, WE'RE GOING TO
13 RECOGNIZE A SPECIAL TIME DURING THIS WEEK AS KURT FLOREN, WHO
14 IS OUR DIRECTOR OF WEIGHTS AND MEASURES, AGRICULTURAL
15 COMMISSIONER OF WEIGHTS AND MEASURES, IS GOING TO JOIN AS WE
16 PROCLAIM THE WEEK OF MARCH 1ST THROUGH THE 7TH AS WEIGHTS AND
17 MEASURES WEEK, NOT ONLY THROUGH OUR COUNTY BUT THROUGHOUT THE
18 NATION, EVERY STATE AND MUNICIPALITY IS ALSO JOINING IN THIS
19 EFFORT. THE RECOGNITION OF THE FIRST WEIGHTS AND MEASURE LAW
20 WAS PASSED BACK IN 1799 BY THE UNITED STATES CONGRESS. OUR
21 COUNTY HAS CHOSEN THIS YEAR'S THEME, WEIGHTS AND MEASURES, THE
22 FOUNDATION OF COMMERCE IN THE GLOBAL ECONOMY. THE AGRICULTURAL
23 COMMISSIONER, WEIGHTS AND MEASURES DEPARTMENT, ROUTINELY
24 CONDUCTS UNDERCOVER INSPECTIONS AT RETAIL FACILITIES. THESE
25 INSPECTIONS HAVE UNCOVERED AND CORRECTED PROBLEMS, FORTIFYING



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1 THE INTEGRITY OF THE SALES PROCESS AND ENHANCING CONSUMER
2 AWARENESS. AND ONE OF THE GREAT JOBS THAT THEY DID A COUPLE
3 YEARS AGO WAS POINTING OUT THE QUALITY OF BOTTLED WATER COMING
4 FROM VENDING MINUTES WHERE WE FOUND THAT MANY OF THOSE VENDING
5 MINUTES HAD DIRTY FILTERS AND WERE REALLY NOT UP TO STANDARDS
6 AND, THROUGH GOOD ACTIONS BY THAT DEPARTMENT, THOSE VENDING
7 MACHINE OPERATORS UPGRADED THEIR MACHINES BY CLEANING THE
8 FILTERS. SO, KURT, ON BEHALF OF THE COUNTY, WE GIVE YOU THIS.
9 SAY A FEW WORDS. [APPLAUSE]

10

11 **KURT FLOREN:** THANK YOU, SUPERVISOR ANTONOVICH, I APPRECIATE
12 THE RECOGNITION OF THIS 208TH ANNIVERSARY OF THE FIRST WEIGHTS
13 AND MEASURES LAW IN THE U.S. ALL OF US IN LOS ANGELES COUNTY
14 EVERY DAY USE AND PURCHASE COMMODITIES THAT ARE BASED ON
15 WEIGHTS AND MEASURES. WE HAVE OVER 220,000 WEIGHING AND
16 MEASURING DEVICES. OF THOSE, OVER 50,000 ARE GAS PUMPS AT
17 ABOUT 2,000 DIFFERENT GAS STATIONS. WE HAVE COUNTLESS NUMBERS
18 OF PACKAGED COMMODITIES THAT ARE BOUGHT AND SOLD BOTH LOCALLY
19 AND NATIONWIDE AND THROUGHOUT THE WORLD. AND, OF COURSE, WE
20 HAVE SCANNERS THAT ARE INSTALLED AT ABOUT 9,000 DIFFERENT
21 RETAILERS AND ALL OF THESE HAVE TO BE TESTED FOR ACCURACY. THE
22 DEPARTMENT OF AGRICULTURAL COMMISSIONER, WEIGHTS AND MEASURES,
23 HAS A TEAM OF 55 INSPECTORS WHO WORK DILIGENTLY TO ENSURE THAT
24 ACCURACY AND WE'RE VERY PROUD OF THE WORK THEY DO AND



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1 APPRECIATE THIS OPPORTUNITY TO RAISE PUBLIC AWARENESS ABOUT
2 THE IMPORTANCE OF WEIGHTS AND MEASURES. THANK YOU.

3

4 **SUP. ANTONOVICH:** TAKE CARE. HAVE A GOOD WEEK. NOW WE HAVE A
5 LITTLE TERRIER MIX, SHE'S 10 WEEKS OLD, HER NAME IS C.C. AND
6 LITTLE C.C. IS LOOKING FOR A HOME. AN ANYBODY WHO WOULD LIKE
7 TO ADOPT LITTLE C.C., YOU CAN CALL 562-728-4644 OR ANYBODY IN
8 THE AUDIENCE WHO WOULD LIKE TO ADOPT LITTLE C.C. SEE
9 EVERYBODY? LITTLE C.C.

10

11 **SUP. BURKE:** IF THAT CONCLUDES OUR PRESENTATIONS-- OH, I'M
12 SORRY. SUPERVISOR MOLINA?

13

14 **SUP. MOLINA:** I NEVER HAVE PRESENTATIONS. AND THEN WE'LL HAVE
15 THE SENATOR UP. IT'S MY HONOR THIS MORNING TO MAKE A VERY
16 SPECIAL PRESENTATION TO SOMEONE WHO HAS BEEN WITH THE COUNTY
17 FOR A LONG TIME. THAT'S OUR VERY OWN LISA NUNEZ. SHE IS A
18 LONG-TIME COUNTY EMPLOYEE. SHE BEGAN HER COUNTY CAREER WITH
19 THE DEPARTMENT OF PUBLIC SOCIAL SERVICES IN 1970 AS AN
20 ELIGIBILITY WORKER IN THE BELVEDERE DISTRICT OFFICE. SHE
21 JOINED THE DEPARTMENT'S COMPUTER SERVICES DIVISION, WHERE SHE
22 WAS RESPONSIBLE FOR IMPLEMENTING MANY INNOVATIVE AND
23 SUCCESSFUL COMPUTER SYSTEMS WHICH ARE STILL IN USE TODAY AND
24 STILL TRYING TO MAKE THEM ALL WORK, RIGHT? LISA CONTINUED TO
25 CLIMB THE RANKS AND EVENTUALLY BECAME THE C.S.D. DIVISION



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1 CHIEF. LISA THEN WENT ON TO OVERSEE THE CALWORKS PROGRAM IN
2 1996, WHERE SHE ESTABLISHED POLICIES FOR DOMESTIC VIOLENCE,
3 SUBSTANCE ABUSE, MENTAL HEALTH, CHILD CARE, DIVERSION AND HOME
4 CALL VISITATION PROGRAM. IN 2002, LISA JOINED THE COUNTY'S
5 C.A.O. OFFICE AND SHE WAS RESPONSIBLE FOR DIRECTING ALL
6 ACTIVITIES RELATED TO MACLAREN'S CHILDREN'S CENTER. AND, IN
7 2003, LISA WAS PROMOTED TO HER CURRENT POSITION OF D.P.S.S.
8 CHIEF DEPUTY. OVER THE YEARS, LISA DEDICATED COUNTLESS HOURS
9 ON MANY CRITICAL ISSUES, INCLUDING THE OVERSIGHT OF MACLAREN
10 CHILDREN'S CENTER, OVERSEEING THE SUCCESSFUL IMPLEMENTATION OF
11 WELFARE PROGRAMS AND CHILDCARE PROGRAMS AND MANAGING THE
12 LEADER CONTRACT. SHE WAS QUICK TO RESPOND WHEN WE SAW THE
13 DESPERATE NEED FOR SERVICES FOR HOMELESS FAMILIES IN SKID ROW
14 AND SHE WAS PART OF ROLLING OUT THOSE NEW PROGRAMS. NONE OF
15 THESE TASKS THAT SHE UNDERTOOK WERE EASY BUT LISA, AGAIN, IS
16 INNOVATIVE, SHE'S CREATIVE, SHE'S VERY TENACIOUS AND A VERY,
17 VERY HARD WORKER. MY STAFF AND I GOT TO KNOW AND ADMIRE LISA
18 THROUGH WORKING ON THE MACLAREN ISSUE. HER LEADERSHIP AND
19 MANAGEMENT SKILLS WERE INVALUABLE AND SHE MADE SURE THE
20 DEPARTMENTS WHICH PROVIDE SERVICES TO FOSTER YOUTH WERE
21 PROVIDING COORDINATED AND QUALITY CARE. SHE HELPED SELECT AND
22 TRAIN THE CASE MANAGERS, WHO DEVOTED MUCH NEEDED INDIVIDUAL
23 ATTENTION TO EVERY CHILD LIVING AT MACLAREN. AFTER 36 YEARS,
24 HARD TO BELIEVE, WITH THE COUNTY OF L.A., LISA NUNEZ HAS
25 TOUCHED COUNTLESS LIVES AND HAS GENUINELY MADE A DIFFERENCE



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1 FOR THOUSANDS OF RESIDENTS, FAMILIES AND THEIR CHILDREN. SHE'S
2 RECEIVED MANY AWARDS OVER THE YEARS, INCLUDING BEING NAMED THE
3 2000 HISPANIC WOMAN OF THE YEAR BY THE MEXICAN-AMERICAN
4 OPPORTUNITY FOUNDATION AND TODAY, OF COURSE, THE BOARD, WITH
5 REGRET, BUT I GUESS IT'S GREAT FOR YOU, WANTS TO SAY GOOD-BYE
6 BUT, MORE IMPORTANTLY, WANTS TO THANK YOU FOR YOUR VERY
7 OUTSTANDING LEADERSHIP THROUGH THE COUNTY, ONE OF THE
8 STRONGEST AND BEST LEADERS I'VE SEEN IN THIS AREA. WE
9 APPRECIATE YOUR DILIGENCE AND YOUR HARD WORK. WE REALLY ADMIRE
10 YOUR TENACITY. CONGRATULATIONS AND GOOD WISHES FOR THE FUTURE.
11 [APPLAUSE]

12

13 **SUP. MOLINA:** LISA'S HAD A COUPLE OF BOSSES BUT I'M GOING TO
14 CALL ON BRYCE, INITIALLY, AND THEN I'LL ASK DAVID TO SAY A FEW
15 WORDS. BRYCE?

16

17 **BRYCE YOKOMIZO:** I JUST WANT TO SAY THAT THE DEPARTMENT OF
18 PUBLIC SOCIAL SERVICES HAS OVERCOME A NUMBER OF MAJOR, MAJOR
19 CHALLENGES IN RECENT YEARS AND SO MUCH OF OUR SUCCESS HAS BEEN
20 DIRECTLY ATTRIBUTED TO THE LEADERSHIP AND REALLY THE HARD WORK
21 OF LISA NUNEZ AND WE REALLY, REALLY, ON BEHALF OF THE
22 DEPARTMENT, APPRECIATE HOW MUCH SHE HAS DONE FOR LOS ANGELES
23 COUNTY. WE WANT TO ALSO THANK THE BOARD OF SUPERVISORS AND
24 SUPERVISOR MOLINA FOR THIS RECOGNITION OF LISA THIS MORNING.
25 IT IS VERY, VERY WELL DESERVED. [APPLAUSE]



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1

2 **SUP. MOLINA:** DAVID?

3

4 **C.A.O. JANSSEN:** LET ME JUST SECOND EVERYTHING THAT BRYCE SAID
5 AND MULTIPLY IT A HUNDRED TIMES. LISA'S JUST ABSOLUTELY
6 INCREDIBLE PUBLIC SERVANT. THE COUNTY IS NOT GOING TO BE ABLE
7 TO REPLACE HER. I'VE DONE EVERYTHING I CAN TO TRY TO GET HER
8 TO STAY BUT I THINK SHE'S DETERMINED TO LEAVE. MACLAREN, ALL
9 GOOD THINGS WENT THROUGH MACLAREN AND LISA AND BRYCE BOTH JUST
10 DID AN INCREDIBLE JOB AT MACLAREN AND YOU REALLY MADE BRYCE
11 LOOK GOOD OUT AT D.P.S.S. WE'RE GOING TO MISS YOU A LOT, LISA.
12 YOU'VE JUST CONTRIBUTED SO MUCH TO L.A. COUNTY. IT'S BEEN A
13 PLEASURE WORKING WITH YOU. [APPLAUSE]

14

15 **LISA NUNEZ:** OKAY. WELL, FIRST LET ME SAY THAT I'M VERY
16 OVERWHELMED. THE COUNTY HAS BEEN MY LIFE FOR THE PAST 36
17 YEARS-- MORE THAN 36 YEARS AND, WHILE I RAISED TWO SONS, I DID
18 IT WHILE WORKING IN JOBS THAT I LOVED. FIRST, I'D LIKE TO
19 THANK THE BOARD. THANK YOU VERY MUCH FOR YOUR SUPPORT AND FOR
20 YOUR WONDERFUL STAFF, FOR ALL OF THEM, FOR LUISA AND MARTHA
21 AND HEDARDO AND WENDY AND NICK AND LINDA AND FOR RUSTY AND
22 HELEN AND ALL OF THOSE THAT CAME BEFORE THEM. THANK YOU. THANK
23 YOU FOR SUPPORTING US AND THANK YOU PUSHING US BECAUSE IT MADE
24 A DIFFERENCE. I HAPPENED TO BE VERY FORTUNATE IN THAT I WORKED
25 FOR THE BEST DEPARTMENT IN THE COUNTY AND I WORKED FOR THREE



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1 BOSSES THAT I RESPECT, FOR BRYCE AND MR. TANAKA AND FOR DAVID
2 THAT HELPED-- THAT SUPPORTED ME IN WHATEVER I DID. THANK YOU.
3 AND, BRYCE, FOR THE LAST FOUR YEARS, I WANT TO THANK YOU FOR
4 ALLOWING ME TO STAND BY YOU IN DOING WHAT WE DID. D.P.S.S. IS
5 A SPECIAL PLACE IN THAT IT'S NOT JUST A JOB, IT'S A FAMILY AND
6 I HAVE FRIENDS THAT I WILL KEEP FOREVER AND COLLEAGUES THAT I
7 WORKED WITH THAT ARE WONDERFUL AND WILL DO ANYTHING FOR THE
8 COUNTY AND FOR THE FAMILIES WE SERVE. AND, PERSONALLY,
9 SUPERVISOR MOLINA, I WOULD LIKE TO THANK YOU FOR ALL OF YOUR
10 SUPPORT OVER THE YEARS. YOU ARE TRULY A ROLE MODEL FOR
11 HISPANIC WOMEN, YOUNG AND OLD ...(VOICE WAVERING)... OLDER
12 (LAUGHTER) AND, WHILE MACLAREN WAS CERTAINLY MY MOST
13 CHALLENGING JOB FOR THAT ONE YEAR, THROUGH YOUR PERSONAL
14 INVOLVEMENT, WE WERE ABLE TO CLOSE MAC AND TO FIND PERMANENT
15 HOMES FOR 150 OF THE MOST VULNERABLE AND NEEDY KIDS IN THE
16 COUNTY. AND, YEARS BEFORE THAT, IT WAS HER VISION OF CAREERS
17 AND CHILDCARE-- CHILD CARE GRANT AND LOAN PROGRAM, CHILD CARE
18 FACILITIES THROUGHOUT THE COUNTY AND, ALONG WITH SUPERVISOR
19 BURKE, THE AFTER-SCHOOL ENRICHMENT PROGRAM THAT HAS HELPED
20 KIDS, THOUSANDS OF CHILDREN ALL OVER THE COUNTY. THANK YOU. I
21 CAME TO THE COUNTY BECAUSE I WANTED TO MAKE A DIFFERENCE, AND
22 I LEAVE FEELING THAT I'VE DONE THAT. THANK YOU. [APPLAUSE]
23
24 **LISA NUNEZ:** I'VE GOT TWO GRANDKIDS, NEW GRANDKIDS, SO I'M
25 GOING TO SPEND TIME WITH THEM.



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1

2 **SUP. MOLINA:** OH, GOOD FOR YOU. CONGRATULATIONS. THANK YOU SO
3 MUCH.

4

5 **SUP. MOLINA:** ONE LAST PRESENTATION AND I'M GOING TO BE JOINED
6 IN THIS PRESENTATION WITH SUPERVISOR DON KNABE, IF HE CAN MAKE
7 IT THROUGH THIS BARRICADE WE'VE CREATED HERE. (LAUGHTER)
8 TODAY, SUPERVISOR KNABE AND I ARE VERY PROUD TO RECOGNIZE THE
9 NOGALES HIGH SCHOOL NOBLE MARCHING BAND, WHICH HAS RECEIVED
10 THE NUMEROUS STATE AND NATIONAL RECOGNITIONS THROUGHOUT THE
11 YEAR. WE'RE VERY PROUD TO WELCOME THE BAND DIRECTOR, BRAD
12 POLLACK, ROLAND UNIFIED SCHOOL DISTRICT SUPERINTENDENT, DR.
13 MARIA OTT IS HERE, HIGH SCHOOL PRINCIPAL DR. NANCY PADILLA,
14 AND TWO BAND MEMBERS, HARVEY ARVAGAS AND JENOVI GASADO.
15 GIOVANNI, EXCUSE ME. WOW, WHAT A BIG NAME. COME ON UP. THE
16 NOGALES HIGH SCHOOL NOBLE MARCHING BAND WAS NAMED THE 4-A
17 DIVISION STATE CHAMPIONS AT THE WESTERN BAND ASSOCIATION STATE
18 MARCHING CHAMPIONSHIPS IN FRESNO, CALIFORNIA. THE TEAM TRULY
19 PERSONIFIES CONSISTENCY, HARD WORKING AND DEDICATION, AS THEIR
20 SCHOOL IS PROUD TO HANG THE STATE CHAMPIONSHIP BANNER.
21 CONGRATULATIONS. AT THE SOUTHERN CALIFORNIA BAND AND ORCHESTRA
22 ASSOCIATION TOURNAMENT, THEY COMPETED AGAINST BANDS MUCH
23 LARGER IN SIZE AND RECEIVED THE SILVER MEDAL, WHILE THE COLOR
24 GUARD TOOK FIRST PLACE AND THE DRUM LINE SECOND. THE BAND ALSO
25 WON NUMEROUS AWARDS AT OTHER TOURNAMENTS SUCH AS EARNING FIRST



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1 PLACE AT THE RIVERSIDE COMMUNITY COLLEGE, SWEEPSTAKES AT BOTH
2 VALLEY VIEW AND MISSION VIEJO, AND FIRST PLACE FOR THE COLOR
3 GUARD DRUM LINE AND MUSIC AT TRABUCO HILLS. SO ON BEHALF OF
4 THE ENTIRE BOARD, WE'RE PROUD TO PAY TRIBUTE TO THE NOGALES
5 HIGH SCHOOL NOBLE REGIMENT BAND AND COLOR GUARD OF THE ROWLAND
6 UNIFIED SCHOOL DISTRICT. WE CALL IT THE LITTLE BAND THAT COULD
7 FROM LA PUENTE HAS DONE IT. CONGRATULATIONS, YOU GUYS. VERY,
8 VERY DESERVING. [APPLAUSE]

9

10 **SUP. MOLINA:** DON, DO YOU WANT TO SAY A FEW WORDS?

11

12 **SUP. KNABE:** WELL, I JUST-- WE'RE SO PROUD OF THE ROWLAND
13 UNIFIED SCHOOL DISTRICT. THEY JUST CONTINUE TO DO A GREAT JOB
14 AND NOGALES IS JUST OUTSTANDING AND WE JUST WANT TO SAY
15 CONGRATULATIONS. WE'RE PROUD OF THEM. [APPLAUSE]

16

17 **BRAD POLLACK:** HELLO. THANK YOU FOR HAVING US. THIS IS AN
18 AWESOME HONOR TO BE CONSIDERED. WE JUST WANTED TO MAKE THE
19 STATE FINALS THIS YEAR AND JUST BE A PART OF IT AND TO END UP
20 WINNING THE STATE CHAMPIONSHIPS WITH SUCH AN HONOR FOR OUR
21 SCHOOL AT NOGALES AND FOR THE ROWLAND UNIFIED SCHOOL DISTRICT
22 AND IT IS AN HONOR HAVING US HERE, THANK YOU VERY MUCH. I WAS
23 SO PROUD OF OUR KIDS. I'M GOING TO MISS THEM. I HAVE ABOUT 24
24 SENIORS THIS YEAR, SO WE HAVE A LOT OF RECRUITING TO DO AND
25 JUST TO CONTINUE DOING OUR SUCCESS. WE WORK REALLY HARD AND



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1 OUR GOALS ARE JUST TO HAVE FUN AND TO BE PROUD OF ALL THE HARD
2 WORK THAT WE DO TO REACH OUR GOALS AND JUST TO HAVE THAT
3 SUCCESS WITH THE TROPHIES WAS JUST ICING ON THE CAKE. SO THANK
4 YOU AGAIN AND HOPEFULLY WE'LL BE BACK HERE NEXT YEAR. THANK
5 YOU.

6

7 **SUP. MOLINA:** SUPERVISOR BURKE. MS. BURKE?

8

9 **SUP. BURKE:** ALL RIGHT, SUPERVISOR KNABE, YOU'RE UP FIRST. DO
10 YOU MIND CALLING 24?

11

12 **SUP. KNABE:** I'D BE HONORED TO CALL 24.

13

14 **SUP. BURKE:** AFTER YOU DO THE REST OF YOUR THINGS. AFTER YOUR
15 ADJOURNMENTS. [LAUGHTER]

16

17 **SUP. KNABE:** I MIGHT CALL 24 UP FIRST.

18

19 **SUP. BURKE:** HUH?

20

21 **SUP. KNABE:** COULD I CALL 24 UP FIRST?

22

23 **SUP. BURKE:** <LAUGHTER> YES. WELL, I'LL CALL THEM. WE MAY HAVE
24 TO WAIT ON SOME OF THE-- WE HAVE A NUMBER OF SPEAKERS. WE'RE
25 JUST GOING TO CALL UP SENATOR ALARCON AND THEN WE WILL CALL



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1 THE REST OF THE SPEAKERS BECAUSE THERE ARE A NUMBER OF
2 SPEAKERS HERE AND WE'LL CALL THEM A LITTLE BIT LATER.

3

4 **SUP. MOLINA:** OH, OKAY.

5

6 **SENATOR RICHARD ALARCON:** GOOD MORNING.

7

8 **SUP. KNABE:** GOOD MORNING.

9

10 **SENATOR RICHARD ALARCON:** WELL, THANK YOU FOR ALLOWING ME TO
11 SPEAK. THERE ARE OTHER ACTIVITIES GOING ON THAT I HAVE TO PAY
12 ATTENTION TO TODAY BUT SOMETIMES PRIORITIES BRING YOU TO
13 PLACES THAT YOU MUST BE RATHER THAN WHERE YOU MIGHT
14 ALTERNATIVELY BE. SO IT IS VERY MUCH MY PLEASURE TO BE BEFORE
15 YOU TO ENCOURAGE YOU TO SUPPORT THE MOTION WITH REGARD TO
16 IMPLEMENTATION OF SB-1773. I'VE BEEN BEFORE THIS BOARD AND
17 EXPRESSED MY PERSONAL CONCERN WITH REGARD TO THIS BILL. MY SON
18 WAS KILLED IN A CAR ACCIDENT IN 1987 AND I LEARNED, NOT TOO
19 LONG AGO, PROBABLY ABOUT FIVE OR SIX YEARS AGO, THAT THE SAN
20 FERNANDO VALLEY DOES NOT HAVE A PEDIATRIC TRAUMA CARE CENTER
21 IN THE SAN FERNANDO VALLEY. AND SO IT WAS SHORTLY AFTER THAT
22 THAT I SET ABOUT TRYING TO FIND ALTERNATIVE WAYS TO INCREASE
23 FUNDING FOR TRAUMA CARE AND SB-1773 PROVIDED AN OPPORTUNITY
24 FOR THE COUNTIES TO DO JUST THAT. OF COURSE, THIS BILL SUNSET
25 IN 2009, AND I'LL COME BACK TO THAT IN A MINUTE, BUT THIS



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1 WOULD PROVIDE APPROXIMATELY \$31 MILLION TO THE TRAUMA CARE
2 SYSTEM IN LOS ANGELES COUNTY AND, IN DOING SO, WOULD REDUCE
3 THE NEED FOR SERVICES THAT WOULD OTHERWISE COST MORE MONEY.
4 THIS FUND-- WE ALSO ESTABLISHED, IN THIS BILL, RICHEY'S FUND,
5 MY SON'S NAME WAS RICHEY AND I'M VERY HONORED THAT HIS LEGACY
6 WILL LIVE ON IN THIS FUND, THAT WILL DEDICATE 15% OF THE
7 DOLLARS OF THE 31 MILLION TO PEDIATRIC TRAUMA CARE. AGAIN, IN
8 THE SAN FERNANDO VALLEY, THERE IS NO SPECIFIC PEDIATRIC TRAUMA
9 CARE. OF COURSE, IN URGENT SITUATIONS, I THINK EVERY CASE IS
10 URGENT, I DON'T KNOW HOW TO DESCRIBE IT BUT I CAN SAY THAT, ON
11 OCCASION, NORTHRIDGE AND HOLY CROSS AND ST. JOE'S DO PROVIDE
12 TRAUMA CARE TO PEDIATRIC PATIENTS BUT IT'S NOT A 24-HOUR
13 OPPORTUNITY. IT DEPENDS WHEN IT OCCURS, IT DEPENDS ON THE
14 SITUATION BUT WE DO KNOW THAT MANY, MANY CASES, LIKE IN THE
15 CASE OF MY SON, WE USED CITY HELICOPTERS TO TRANSPORT THE
16 PATIENTS TO HENRY MAYO OR U.C.L.A. AND QUITE OFTEN CHILDREN'S
17 HOSPITAL PUTTING, AGAIN, PEOPLE IN GREATER RISK. IN FACT, THE
18 LAST ACCIDENT OF A HELICOPTER IN THE CITY OF LOS ANGELES WAS
19 TRANSPORTATION OF AN EMERGENCY PATIENT AND SEVERAL PEOPLE LOST
20 THEIR LIVES AS A RESULT OF THAT ACCIDENT. IT ALSO ADDS TO THE
21 COST OF THESE-- TO TRANSPORT THESE FOLKS. I'M HOPEFUL THAT
22 THIS OPPORTUNITY WILL PROVIDE FOR AN OPPORTUNITY TO PROVIDE A
23 PEDIATRIC TRAUMA CARE CENTER IN THE SAN FERNANDO VALLEY. I
24 SPOKE TO THE DIRECTOR OF TRAUMA CARE AT NORTHRIDGE HOSPITAL,
25 AND NOT TO QUOTE HIM WITH HARD FACTS, HE DID NOT HAVE ANY



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1 RESEARCH, BUT HE SAID THAT HIS ESTIMATE WAS THAT MAYBE WE'RE
2 WITHIN THREE TO \$5 MILLION A YEAR IN BEING ABLE TO EQUIP
3 NORTHRIDGE HOSPITAL TO BE ABLE TO MANAGE THIS PROGRAM IN A
4 RESPONSIBLE WAY. AND I THINK THAT'S WELL WITHIN STRIKING ZONE
5 OF PROVIDING THAT SERVICE TO ONE OF THE LARGEST CONCENTRATIONS
6 OF PEOPLE IN THE COUNTRY, 2 MILLION PEOPLE, WHO ARE WITHOUT
7 PEDIATRIC TRAUMA CARE. BUT, IN GENERAL, THIS WILL PROVIDE \$31
8 MILLION TO THE TRAUMA CARE SYSTEM, WHICH IS SEVERELY HAMPERED
9 BY-- I DON'T NEED TO TELL YOU ALL THE REASONS, YOU KNOW THE
10 REASONS BETTER THAN I, HAVING HAD THIS RESPONSIBILITY FOR
11 MANY, MANY YEARS. SO I AM VERY PLEASED THAT GOVERNOR
12 SCHWARZENEGGER SIGNED THIS BILL. IT TOOK A COUPLE OF YEARS TO
13 GET IT THERE. I DO WANT TO ADDRESS ONE ISSUE RELATIVE TO THAT.
14 THE FIRST GO ROUND, THE GOVERNOR DID NOT SIGN THE BILL BUT,
15 AFTER INCLUDING A SUNSET CLAUSE IN DECEMBER OF 2009, THE
16 GOVERNOR WAS WILLING TO SIGN THE BILL AS A TEMPORARY RELIEF
17 MEASURE BUT I WILL WORK VERY HARD TO AUTHOR, IF I'M IN THE
18 LEGISLATURE, I'M HOPING NOT TO BE BUT, IF I AM, I WOULD AUTHOR
19 THAT BUT I WOULD WORK VERY HARD TO FIND AN AUTHOR FOR
20 LEGISLATION TO EXTEND THE SUNSET AND HAVE, I BELIEVE, MANY
21 COLLEAGUES WHO WOULD BE HAPPY TO INTRODUCE SUCH LEGISLATION.
22 SO, WITH THAT, I WOULD URGE THAT, FOR THE BENEFIT OF ALL LOS
23 ANGELOS-- THE ONE THING I WOULD SAY ABOUT TRAUMA CARE THAT I
24 NEGLECTED TO SAY AND THAT IS THIS THAT THIS IS ONE TYPE OF
25 CARE THAT DOESN'T DISCRIMINATE IN TERMS OF WHO IS UNACCESSIBLE



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1 TO IT. IF YOU ARE STRICKEN WITH A HEART ATTACK IN THE MIDDLE
2 OF BRENTWOOD, IT DOESN'T MATTER HOW MUCH MONEY IS IN YOUR
3 WALLET, IT'S NOT GOING TO GET YOU TO THE HOSPITAL ANY FASTER,
4 IT'S NOT GOING TO INCREASE YOUR ODDS. IN FACT, GIVEN THE
5 CRISIS THAT WE'RE SUFFERING IN TRAUMA CARE IN THE COUNTY, YOUR
6 ODDS ARE INCREASING EACH AND EVERY DAY, UNLESS WE IMPLEMENT
7 MEASURES LIKE THIS, THAT YOU WILL NOT GET THE SERVICES THAT
8 COULD PERHAPS SAVE YOUR LIFE. AND SO THIS IS FOR EVERYONE'S
9 BENEFIT, PARTICULARLY IT FOCUSES SOME ATTENTION ON THE NEED
10 FOR EXPANDED PEDIATRIC TRAUMA CARE, AND I AM VERY GRACIOUS TO
11 SUPERVISOR YAROSLAVSKY, WHO HAS SUPPORTED THIS MEASURE FROM
12 DAY ONE. I ALSO WOULD MENTION THAT, OBVIOUSLY, WE HAVE THE
13 RESPONSIBILITY TO ENSURE THAT WE CAN HOLD THIS PROGRAM
14 ACCOUNTABLE AND TO-- AND EFFICIENT. ONE OF THE DIFFICULTIES I
15 HAD, I SHOULD MENTION, IN THE LEGISLATION, WAS TO DEMONSTRATE
16 THAT, IN FACT, WE WERE BEING EFFICIENT AND EFFECTIVE WITH OUR
17 MONEY AND I TRUST THAT YOU HAVE MADE NOTE OF THAT CONCERN AND
18 WILL ADDRESS IT AS YOU MOVE FORWARD. SO I HOPE THAT YOU WILL
19 UNANIMOUSLY VOTE FOR THIS. YOU HAVE MY COMMITMENT TO SEE THIS
20 THROUGH WHEREVER I AM IN THE ELECTED OFFICIALDOM BECAUSE THIS
21 IS SOMETHING THAT IS PERSONAL TO ME BUT ALSO IT IS SOMETHING
22 THAT I THINK, AS A PUBLIC POLICY ISSUE, IS CERTAINLY A
23 PRIORITY CONCERN FOR ALL OF US WHO SERVE IN PUBLIC OFFICE. SO
24 THANK YOU VERY MUCH FOR YOUR CONSIDERATION, I APPRECIATE THE
25 OPPORTUNITY TO COME FORWARD BEFORE THE FULL MATTER WILL BE



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1 HEARD AND THEN I CAN GET ABOUT THE BUSINESS OF THE DAY. THANK
2 YOU VERY MUCH.

3

4 **SUP. BURKE:** DO YOU WANT TO INTRODUCE THE PHYSICIANS WHO ARE
5 HERE WHO WILL NOT BE STAYING BUT...

6

7 **SENATOR RICHARD ALARCON:** OH, I WASN'T AWARE OF THAT. DAVID?

8

9 **SUP. BURKE:** I CAN CALL THE NAMES OF THOSE WHO SIGNED UP AND
10 LATER THOSE WHO ARE GOING TO SPEAK. DR. GERALD REICH, LAWRENCE
11 STOCK, DR. RICKY BUSH, DR. TRU EDWARDS, DR. JASON GREENSPAN--
12 WELL, JASON GREENSPAN IS FROM MISSION COMMUNITY HOSPITAL AND
13 MARK BELL IS FROM EMERGENCY DEPARTMENT OF VALLEY PRESBYTERIAN
14 CHURCH AND SOME OF THEM I'M SURE WILL BE WANTING TO BE HEARD.

15

16 **SENATOR RICHARD ALARCON:** HOSPITAL.

17

18 **SUP. BURKE:** HOSPITAL, YES.

19

20 **SUP. MOLINA:** MADAM CHAIR?

21

22 **SENATOR RICHARD ALARCON:** I BELIEVE WE ALSO HAVE PHYSICIANS
23 FROM THE ANTELOPE VALLEY WHO WILL BE HERE.

24

25 **SUP. BURKE:** WILL BE HERE WHEN WE CALL THE MATTER UP.



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1

2 **SENATOR RICHARD ALARCON:** GREAT. THANK YOU.

3

4 **SUP. MOLINA:** MADAM CHAIR, IF I COULD JUST THANK THE SENATOR
5 FOR HIS LEADERSHIP ON THIS, I KNOW IT'S BEEN A PERSONAL
6 PASSION FOR YOU AND I REMEMBER WHEN YOU CAME HERE WHEN WE WERE
7 LOOKING AT TRAUMA FUNDS AND WERE CONCERNED ABOUT TRAUMA ISSUES
8 THROUGHOUT THE COUNTY, I THINK YOU UNDERSTAND FIRSTHAND HOW
9 ABSOLUTELY IMPORTANT IT IS, BUT YOU ALSO REALIZE THE EXPENSE
10 FOR A HOSPITAL OR EVEN THE DESIGNATION AS A TRAUMA FACILITY.
11 WE KNOW THEY'RE VITAL AND NECESSARY AND HOPEFULLY, WITH
12 PUTTING THESE ADDITIONAL DOLLARS ON THE TABLE, WE ARE
13 ENCOURAGING MORE OF THE HOSPITALS, THE NONPROFITS AND OTHERS
14 TO JOIN US IN TRYING TO EXTEND THAT NETWORK OF TRAUMA
15 FACILITIES THROUGHOUT OUR COMMUNITIES. LIKE YOU SAID, YOU
16 KNOW, IT'S SOMETHING THAT PEOPLE JUST, YOU KNOW, DON'T REALIZE
17 IT UNTIL THEY ABSOLUTELY NEED IT AND IT IS A VERY-- IT'S A
18 LIFE-SAVING SERVICE THAT IS SO VALUABLE BUT THE ONLY WAY WE
19 CAN KEEP IT GOING IS BY MAKING SURE WE HAVE DOLLARS ON THE
20 TABLE TO AT LEAST CREATE THE INCENTIVES OR AT LEAST TO
21 REIMBURSE THEM COMPLETELY FOR MANY OF THE PRIVATES AND
22 NONPROFITS. SO WE THANK YOU SO MUCH FOR YOUR LEADERSHIP AND
23 GIVING US AN OPPORTUNITY TO AT LEAST EXTEND THESE ADDITIONAL
24 DOLLARS TO OTHER HOSPITALS THAT MIGHT BE INTERESTED IN JOINING
25 THAT TRAUMA SYSTEM.



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1

2 **SENATOR RICHARD ALARCON:** THANK YOU VERY MUCH. I'M ABSOLUTELY
3 CERTAIN THAT WE WILL SAVE LIVES BY PASSAGE OF THIS MEASURE.
4 THANK YOU.

5

6 **SUP. BURKE:** SUPERVISOR ANTONOVICH.

7

8 **SUP. ANTONOVICH:** HOW DO WE DEVELOP A SYSTEM WHERE THE MONEY
9 FOLLOWS THE PATIENT AND DOESN'T FOLLOW THE BUREAUCRACY?
10 BECAUSE I NOTICE THE FORMULA BREAKDOWN, IT'S NOT A HUNDRED
11 PERCENT GOING INTO TRAUMA CARE.

12

13 **SENATOR RICHARD ALARCON:** OH, YOU MEAN THE 10%? THAT WAS--
14 ACTUALLY, YOUR EMERGENCY SERVICES DIRECTOR WOULD BE IN A
15 BETTER POSITION TO ADDRESS THAT QUESTION. WE HAVE TO RECOGNIZE
16 THAT IT DOES TAKE SOME LEVEL OF ADMINISTRATION BUT YOU'RE
17 ABSOLUTELY CORRECT, THERE'S NOBODY THAT WANTS TO SEE A MORE
18 EFFICIENT SYSTEM THAN I. FRANKLY, THAT IS YOUR CHALLENGE. THAT
19 IS NOT MY FIELD OF EXPERTISE BUT I KNOW I CAN CONVEY TO YOU
20 THAT THE STATE AND MY COLLEAGUES IN THE LEGISLATURE AND THE
21 GOVERNOR'S OFFICE CLEARLY EXPRESSED THEIR CONCERN ABOUT THE
22 EFFICIENCIES OF THE SYSTEM. AND SO THAT'S ABSOLUTELY A CONCERN
23 BUT, NOTWITHSTANDING THAT, MY COLLEAGUES AND EVEN IN-- THE
24 GOVERNOR, HIS STAFF, WHEN WE WERE EXPLAINING THE 10% FEE, THEY



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1 UNDERSTOOD THAT THIS MEASURE WAS, IN FACT, A GREAT BENEFIT AND
2 WERE WILLING TO ACCEPT THE 10% FEE WITH SCRUTINY TO FOLLOW.

3

4 **SUP. ANTONOVICH:** WHAT PORTIONS OF FUNDING IS UNDER THE
5 DISCRETION OF E.M.S.?

6

7 **SENATOR RICHARD ALARCON:** OOH, YOU KNOW, I DON'T THINK I AM THE
8 BEST PERSON TO SPEAK ON THAT. IT WOULD BE THE-- YOUR EMERGENCY
9 SERVICES PERSON.

10

11 **SUP. BURKE:** WE WILL HAVE A FULL HEARING ON THIS, SUPERVISOR.
12 WE'RE GOING TO CALL UP-- AND ALL I JUST WANTED TO DO WAS
13 ANNOUNCE THOSE PEOPLE WHO MIGHT HAVE TO LEAVE, I UNDERSTOOD,
14 AND BUT THOSE PEOPLE-- THOSE PHYSICIANS WHO CAN STAY, WE WILL
15 GIVE THEM AN OPPORTUNITY TO BE HEARD.

16

17 **SENATOR RICHARD ALARCON:** THANK YOU VERY MUCH.

18

19 **SUP. BURKE:** THANK YOU.

20

21 **SUP. BURKE:** SUPERVISOR KNABE, THANK YOU VERY MUCH.

22

23 **SUP. KNABE:** YOU'RE WELCOME.

24

25 **SUP. BURKE:** I'LL GIVE THESE BACK.



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1

2 **SUP. KNABE:** MR. CHAIR, I HAVE A FEW ADJOURNMENTS BEFORE I CALL

3 UP SOME ITEMS. FIRST OF ALL, THAT WE ADJOURN IN MEMORY OF

4 BERNIE EINSON, A LONG-TIME FRIEND WHO PASSED AWAY. HE WAS A

5 VETERAN, A PROUD MEMBER OF THE UNITED STATES AIR FORCE. HE HAD

6 AN INCREDIBLE SMILE, GREAT ATTITUDE, WAS A LONG-TIME MEMBER OF

7 OUR CERRITOS OPTIMIST'S CLUB. HE AND HIS WIFE WERE EARLY

8 MEMBERS AS WELL OF THE HUBERT HUMPHREY DEMOCRATIC CLUB. HE

9 WILL BE SORELY MISSED BY HIS FAMILY AND FRIENDS. ALSO THAT WE

10 ADJOURN IN MEMORY OF JOHN KOSTYO. HE WAS A LOS ANGELES POLICE

11 DEPARTMENT LIAISON OFFICER FOR THE SAN PEDRO COURTHOUSE. HE

12 PASSED AWAY VERY SUDDENLY OF A HEART ATTACK WHILE JOGGING THIS

13 PAST WEEKEND. A 37-YEAR VETERAN OF THE L.A.P.D. AND WAS SET TO

14 RETIRE IN APRIL OF THIS YEAR. HIS SMILING FACE AND VIBRANT

15 PERSONALITY WILL BE MISSED BY ALL WHO KNEW HIM. HE'S SURVIVED

16 BY HIS WIFE, SYLVIA, SON, JOHN AND DAUGHTER, LISA. ALSO THAT

17 WE ADJOURN IN MEMORY OF JESUS PASOS JUNIOR, AN OCEAN LIFEGUARD

18 WHO PASSED AWAY ON SUNDAY IN AN CAR ACCIDENT IN WEST HILLS.

19 JESUS WAS ONLY 27 YEARS OLD. HE ALSO WAS A LOS ANGELES CITY

20 FIREFIGHTER AND HIS FATHER IS A LOS ANGELES CITY FIRE

21 ADMINISTRATOR. WE'D LIKE TO EXTEND OUR SYMPATHIES TO HIS

22 FAMILY AND FRIENDS. ALSO THAT WE ADJOURN IN MEMORY OF ALICE

23 SWEENEY, SISTER OF CARLOS JACKSON, OUR EXECUTIVE DIRECTOR OF

24 THE COMMUNITY DEVELOPMENT COMMISSION WHO PASSED AWAY ON MARCH

25 1ST. SHE IS SURVIVED BY HER HUSBAND OF 52 YEARS, VINCENT, SIX



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1 CHILDREN, HELEN, PATRICK, KATHLEEN, ANNA MARIE, ROSEMARY,
2 VINCENT, JR. AND HER BROTHER, CARLOS. WE WISH CARLOS AND HIS
3 FAMILY OUR SINCEREST SYMPATHIES AND INCLUDE ALL MEMBERS. THOSE
4 ARE MY ADJOURNMENTS.

5

6 **SUP. BURKE:** SO ORDERED.

7

8 **SUP. KNABE:** LET'S SEE. I DID NOT HOLD ANY ITEMS, SO GO TO
9 MIKE, I GUESS.

10

11 **SUP. ANTONOVICH:** I'D LIKE TO MOVE MY ADJOURNMENT MOTIONS IN
12 MEMORY OF THE BOARD ADJOURNING TODAY OF SISTER NOREEN HEALY,
13 WHO WAS A SISTER OF THE ST. JOSEPH'S OF CARONDELET FOR THE
14 PAST 65 YEARS. STEWART EAST, AGUA DULCE PIONEER OF THE YEAR.
15 HE HAD A CAREER IN THE MOTION PICTURE INDUSTRY AS A STAND MAN
16 STAND-IN, WAS ACTIVE IN THE AGUA DULCE AND SANTA CLARITA
17 COMMUNITY AFFAIRS. HE CONTRIBUTED SIGNIFICANT TIME TO THE AGUA
18 DULCE SENIORS CENTER. IN ADDITION, HE WAS A READING TUTOR WELL
19 INTO HIS 90S AT OUR LOS ANGELES COUNTY PROBATION YOUTH CAMPS.
20 ROBERT "BOB" ROWLAND ROYCE, SUPERINTENDENT FOR LOS ANGELES
21 COUNTY ROAD DEPARTMENT FOR OVER 30 YEARS AND HE PASSED AWAY ON
22 FEBRUARY 23RD. THOMAS "TUCK" TRAINER, OWNER OF THE TRAINER
23 TIRE COMPANY THAT HAD SERVICES AND STORES FROM SIMI VALLEY TO
24 SAN DIEGO. HEADED UP THE PRIVATE BRANDS DIVISION FOR FIRESTONE
25 TIRE AND RUBBER COMPANY AND WAS A MEMBER OF THE SUPPORT OF THE



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1 RONALD REAGAN LIBRARY. MAX CAYLEY YOST. HE WORKED IN THE
2 AEROSPACE INDUSTRY FOR OVER 40 YEARS, ALSO HAD BEEN A TEACHER
3 AT THE ELEMENTARY SCHOOL AND WORKED ON COMMUNITY SAFETY AT THE
4 DEVONSHIRE POLICE STATION IN THE SAN FERNANDO VALLEY. THE
5 HONORABLE MARY GOODE ROGAN, WHO WAS A RETIRED SUPERIOR COURT
6 JUDGE. SHE WAS ALSO AT ONE TIME PRESIDENT OF THE NATIONAL
7 CHARITY LEAGUE, PRESIDENT OF THE BURBANK BAR ASSOCIATION,
8 SOCIETY OF INTERNATIONAL LAW, L.A. COUNTY BAR AND THE SAN
9 FERNANDO BAR ASSOCIATION. GEORGE KENNEY, SPORTS WRITER,
10 CARTOONIST FOR THE VALLEY GREEN SHEET AND THE SOUTH PASADENA
11 REVIEW. HE PASSED AWAY ON FEBRUARY 28TH. DONNIE BROOKS, THE
12 LOS ANGELES RESIDENT, HE WAS A WELL-KNOWN SINGER, HAD MANY OF
13 THE TOP 10 HITS. ONE OF HIS TOP SONGS WAS "MISSION BELL" IN
14 1960 AND HE WAS RECOGNIZED IN THE ROCKABILLY HALL OF FAME.
15 LOUIS MILACICH, PASSED AWAY AT THE AGE OF 83, ACTIVE IN THE
16 SLOVAK COMMUNITY AND ST. STEVEN'S SERBIAN ORTHODOX CATHEDRAL
17 AND ALSO IN THE SLOVAK COMMUNITY AND UNDERGROUND CONSTRUCTION.
18 THOMAS MCNEILL, RETIRED COMMANDER OF THE LOS ANGELES COUNTY
19 SHERIFF'S DEPARTMENT. HE HAD RETIRED IN 1986. CORPORAL BLAKE
20 HOWEY, UNITED STATES MARINE, WHO WAS KILLED IN IRAQ. ARMY
21 SPECIALIST LOUIS KIM, WHO WAS ALSO KILLED IN IRAQ. DOROTHY
22 TASTLE PAMKOWSKI, WHO WAS A FASHION COORDINATOR, RESIDENT IN
23 THE ANTELOPE VALLEY.

24

25 **SUP. BURKE:** SO ORDERED.



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1

SUP. ANTONOVICH: ON ITEM NUMBER 3, I WOULD JUST LIKE TO READ THE REVISED MOTION WHICH WOULD STATE THAT THE BOARD DIRECT THE C.A.O. WITH THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES AND PUBLIC HEALTH TO REPORT BACK IN 30 DAYS ON WORKING WITH THE STATE REGARDING THE CURRENT REQUIREMENTS OF THE PROGRAM, CHANGES THAT WOULD IMPROVE THE HEALTHCARE PLAN FOR CHILDREN IN FOSTER CARE, HOW TO BEST BEND FUNDING STREAMS TO MAXIMIZE FEDERAL AND STATE REIMBURSEMENT AND TO MINIMIZE NET COUNTY COSTS FOR THE P.H.N. SERVICES, WHETHER IN HOME OR OUTSIDE OF THE HOME, HOW OTHER COUNTY FUNDS AND MANAGE THEIR P.H.N. SERVICES, THUS ENSURING SEAMLESS SERVICE DELIVERY REGARDLESS OF A CHILD'S PLACEMENT STATUS, WHETHER A CENTRALIZED POINT OF AUTHORITY, EITHER D.C.F.S. OR PUBLIC HEALTH, WOULD MAXIMIZE SERVICE EFFICIENCY. 5. A MEANS OF TRACKING THE IMPACT THAT PUBLIC HEALTH NURSE SERVICES ON IMPROVED OUTCOMES AND SAFETY, PERMANENCY AND THE REDUCED RELIANCE ON DETENTION. SO I'D SO MOVE AS AMENDED.

19

SUP. BURKE: MOVED BY ANTONOVICH, SECONDED BY KNABE, AS AMENDED. WITHOUT OBJECTION, SO ORDERED.

22

SUP. ANTONOVICH: AND NUMBER 19.

24



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1 **SUP. BURKE:** THAT WAS HELD FOR A MEMBER OF THE PUBLIC. OKAY.
2 DR. CLAVREUL, WOULD YOU LIKE TO COME FORWARD? AND YOU HAVE A
3 NUMBER OF ITEMS THAT YOU'VE HELD. NUMBER 1, 19, 25 AND 35.
4 WOULD YOU LIKE TO SPEAK ON ALL OF THOSE AT ONE TIME? DO YOU
5 HAVE AN OBJECTION?

6

7 **DR. GENEVIEVE CLAVREUL:** GOOD MORNING, BOARD OF SUPERVISORS.
8 NO, I WOULD NOT LIKE TO SPEAK TO ALL AT ONE TIME. I THINK
9 YOU'RE STARTING TO DO THAT REPEATINGLY LATELY AND THAT'S NOT
10 AN APPROPRIATE WAY TO DEAL WITH THE BROWN ACT BUT I WOULD LIKE
11 TO AT LEAST SPEAK TO MOST OF THEM.

12

13 **SUP. BURKE:** ALL RIGHT. JUST INDICATE WHICH ONES YOU'RE
14 SPEAKING ON.

15

16 **DR. GENEVIEVE CLAVREUL:** OKAY. NUMBER ONE, HAVING TO DO WITH
17 THE H.I.V. COMMISSION, YOU KNOW, I HAVE TOLD YOU REPEATINGLY
18 THAT I FEEL IT IS TOTALLY INAPPROPRIATE THAT THE H.I.V.
19 COMMISSION IS THE ONE GROUP WHO PRESENTS PROSPECTIVE
20 COMMISSIONERS. I FEEL THIS IS A BOARD OF SUPERVISORS WHO MUST
21 AND SHOULD NOMINATE THE PEOPLE FOR THE COMMISSION AND I DON'T
22 THINK IT'S IN THE SCOPE OF THE COMMISSION TO DO THAT. AND IT'S
23 OBVIOUS MANY OF THE PEOPLE THEY ARE, YOU KNOW, APPOINTING HAVE
24 CONFLICTS OF INTEREST, EVEN THOUGH THEY SAY THEY DON'T. THEY



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1 PROVIDE SERVICES OR RECEIVE SERVICES FROM THE COMMISSION.

2 THAT'S NUMBER 1.

3

4 **SUP. BURKE:** ALL RIGHT. IT'S MOVED BY MOLINA, SECONDED BY

5 KNABE. WITHOUT OBJECTION, SO ORDERED.

6

7 **DR. GENEVIEVE CLAVREUL:** ON NUMBER 19 AND 25, THEY'RE BOTH

8 RELATING TO INFORMATION TECHNOLOGY. I AM STILL AWAITING THE

9 COMPLETION OF THE REQUEST OF INFORMATION OF RECORD INFORMATION

10 I REQUESTED MONTHS AGO. I THINK THAT YOU CONTINUALLY BRING

11 ITEMS ON INFORMATION TECHNOLOGY WHEN YOU DON'T EVEN KNOW,

12 ACCORDING TO YOUR OWN RECORDS, WHAT SERVICE YOU ARE RECEIVING

13 AND WHAT CONTRACT YOU HAVE OUTSTANDING. AND I THINK IT WOULD

14 BE KIND OF NICE, WHEN YOU'RE TALKING ABOUT MILLIONS OF

15 DOLLARS, THAT WE HAVE AN APPROPRIATE VIEW AND KNOWLEDGE OF

16 HAVING THE CONTRACT OUTSTANDING AND WHAT KIND OF SERVICES ARE

17 PROVIDED. FROM MY OUTSIDE LOOK, IT'S OBVIOUS, MOST OF THE

18 TIME, YOU HAVE DUPLICATION OF SERVICES AND SO ON, SO I STILL

19 WOULD LIKE TO SEE THE FULL REPORT. YOU ARE MANY, YOU KNOW,

20 MANY WEEKS LATE, ALMOST MONTHS LATE. I WANT TO KNOW HOW MANY

21 MORE VENDORS UNKNOWN WE HAVE IN THIS COUNTY. AND IT WOULD BE

22 NICE IF WE STOPPED ALLOCATING MONEY FOR INFORMATION

23 TECHNOLOGY. THE OTHER ITEMS I HELD...

24



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1 **SUP. BURKE:** ALL RIGHT. MOVED BY ANTONOVICH, SECONDED BY MOLINA
2 ON 19. WITHOUT OBJECTION. AND WE'LL NOTE THAT THE INFORMATION,
3 WHEN IT'S AVAILABLE, SHOULD BE PROVIDED TO YOU OR THEY SHOULD
4 PROVIDE YOU THE INFORMATION.

5

6 **DR. GENEVIEVE CLAVREUL:** I'M SORRY?

7

8 **SUP. BURKE:** THEY SHOULD PROVIDE YOU THE INFORMATION IF YOU
9 REQUESTED IT.

10

11 **DR. GENEVIEVE CLAVREUL:** I WOULD REALLY APPRECIATE THAT. IT HAS
12 BEEN QUITE OUTSTANDING. ON NUMBER 35, YOU KNOW MY ALLERGIC
13 RESPONSE TO SOLE VENDOR CONTRACTS AND, AGAIN, WE ARE FACED
14 WITH A SOLE VENDOR CONTRACT. ON STD AND PROGRAMS HAVING TO DO
15 WITH, YOU KNOW, SYPHILIS AND SO ON, THAT'S AN OXYMORON. I
16 MEAN, IT'S A TREMENDOUS AMOUNT OF INDIVIDUAL GROUPS PROVIDING
17 FOR THAT SERVICES, AND I CANNOT BELIEVE WE ARE, ONCE AGAIN,
18 FACED WITH A SOLE VENDOR CONTRACT FROM SOMEBODY WHICH, YOU
19 KNOW, I DON'T KNOW THEIR BACKGROUND BUT I HAVE NOT SEEN
20 OVERWHELMING INFORMATION ABOUT THEM. WE'RE TALKING ABOUT AN
21 ALLOCATION OF 700-- OVER \$700,000 AND HOW LONG IS IT GOING TO
22 TAKE BEFORE THEY IMPLEMENT THE PROGRAM? I MEAN, YOU KNOW,
23 EVERY DAY, SOMEBODY ELSE IS CONTAMINATED WITH SYPHILIS. I
24 THINK THAT'S A SERIOUS PROBLEM AND I THINK WE SHOULD ADDRESS



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1 IT WITH A COMPANY WHO CAN MOVE FAST ON IT. THANK YOU FOR YOUR
2 ATTENTION.

3

4 **SUP. BURKE:** NOW, ON 25, DID YOU SPEAK ON THAT OR ARE YOU
5 COMING BACK?

6

7 **DR. GENEVIEVE CLAVREUL:** I SPOKE IT WITH 19 BECAUSE IT WAS
8 INFORMATION TECHNOLOGY.

9

10 **SUP. BURKE:** AND 25?

11

12 **DR. GENEVIEVE CLAVREUL:** THAT'S WHAT I-- 25 AND 19 ARE BOTH ON
13 INFORMATION TECHNOLOGY.

14

15 **SUP. BURKE:** ALL RIGHT. MOVED BY MOLINA, SECONDED BY KNABE ON
16 25. WITHOUT OBJECTION. ON 35, WE'LL HOLD IT BECAUSE THERE'S
17 ANOTHER SPEAKER. DO YOU WANT ME TO CALL THE OTHER SPEAKER NOW?
18 MIKI JACKSON. ON ITEM 35.

19

20 **MIKI JACKSON:** HELLO. IT'S STILL MORNING, SO GOOD MORNING. I
21 WANTED TO SAY THAT THIS-- THIS MOTION BEFORE-- OR BEFORE YOU--
22 IT WILL BE BEFORE YOU NEXT-- NEXT WEEK, IT HAS TAKEN A
23 RIDICULOUS AMOUNT OF TIME TO GET TO THE PLACE WHERE WE'RE
24 ABOUT TO START. YEAH, I SEE SUPERVISOR MOLINA'S FACE. (LAUGHS)
25 IT WAS HER AND SUPERVISOR YAROSLAVSKY WHO MADE THE MOTION BACK



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1 IN JUNE OF '06 TO GET A REPORT AND A COMPREHENSIVE PLAN FOR A
2 CAMPAIGN AGAINST SYPHILIS IN 30 DAYS. NATURALLY, IT WAS THE
3 PUBLIC HEALTH DEPARTMENT, SO THEY GOT IT IN SEPTEMBER. NOW
4 HERE WE ARE LOOKING TO HAVE A MOTION COME BEFORE THE BOARD TO
5 APPROVE A CONTRACT WITH A ADVERTISING AGENCY THAT WILL BEGIN
6 IN JUNE OF '07, WHICH MEANS IT WON'T EVEN REALLY BE OUT, IF
7 WE'RE LUCKY, 'TIL THE END OF '07. WE ASKED, WHEN WE BEGAN
8 THIS, TO PLEASE LET THE COMMUNITY HANDLE THIS. THE COMMUNITY
9 COULD HAVE HAD A PROGRAM OUT IN A COUPLE OF MONTHS. IT'S
10 REALLY NOT ROCKET SCIENCE. STARBUCKS, MCDONALD'S, THEY'D ALL
11 BE DEAD IF IT TOOK THEM OVER A YEAR TO LAUNCH AN ADVERTISING
12 CAMPAIGN. BELIEVE ME, I USED TO BE IN THE BUSINESS. YOU CAN DO
13 IT PRETTY QUICK. AND, IN THE MEANTIME, WE'VE BEEN AMASSING
14 SYPHILIS CASES, SURPRISE, SURPRISE. WE'VE NOW INCREASED 12% TO
15 1,337 CASES. NOW, 12% MAY NOT SOUND LIKE A LOT BUT TRY TO GET
16 A 12% COMPOUND INTEREST RATE ON A SAVINGS ACCOUNT. THEY WON'T
17 GIVE IT TO YOU BECAUSE IT COMPOUNDS FASTER THAN YOU CAN
18 REALIZE. WE'LL SOON BE AT DOUBLE AT THIS RATE. WE ONLY HAD 423
19 CASES IN 2001. DOESN'T IT JUST SEEM LIKE YESTERDAY THAT
20 EVERYBODY WAS SO WORRIED ABOUT THE CHANGE OF THE MILLENNIUM IN
21 2000? HERE WE ARE, JUST CLICKING ALONG. WE HAVE 15% OF THE
22 CASES OF SYPHILIS IN THE UNITED STATES HERE IN LOS ANGELES. WE
23 DO NOT HAVE 15% OF THE POPULATION OF THE UNITED STATES HERE IN
24 LOS ANGELES. I THINK IT'S SOMETHING LIKE WE HAVE SOMETHING
25 LIKE 2%, SO WE'RE JUST A LITTLE OUT OF WHACK. SOMEBODY COULD



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1 SAY, WELL, YOU KNOW, IT'S A BIG CITY, IT'S VERY URBAN, LOTS OF
2 PEOPLE. DOESN'T WORK. NEW YORK COUNTY, NOW THERE'S A PLACE
3 WITH A BIG POPULATION, TWICE THE POPULATION OF L.A. COUNTY. WE
4 HAVE 2-1/2 TIMES THE NUMBER OF SYPHILIS CASES AS NEW YORK
5 COUNTY. WE ARE NOT MORE PRONE TO INFECTION IN LOS ANGELES
6 COUNTY. WHAT IS GOING ON? I THINK IT'S THE PUBLIC HEALTH
7 DEPARTMENT. I THINK IT IS THE PREVIOUS HEALTH DEPARTMENT. I
8 THINK THAT THEY HADN'T SOLVED IT BEFORE. YOU PUT THE SAME
9 PEOPLE IN CHARGE. THEY HAVEN'T SOLVED IT AGAIN, THEY'VE FAILED
10 US. WE'RE LOOKING AT A DISASTER OF SYPHILIS. WE'RE LOOKING AT
11 A DISASTER IN OTHER S.T.D.S. WE NEED TO TAKE THESE THINGS TO
12 THE COMMUNITY. WE NEED TO GET THE COMMUNITY WORKING ON THEM.
13 MOST OF THIS MONEY THAT WAS APPROPRIATED IS SIMPLY BEING SPENT
14 BY THE DEPARTMENT ON ITS CONTRACTOR, WHOEVER IT WANTS TO MAKE
15 CHECKS TO. I MEAN, I DON'T KNOW ANYTHING ABOUT THEM, THEY MAY
16 BE EXCELLENT. AND TO HIRE MORE PERSONNEL, WHICH TAKES FOREVER
17 AND A DAY. THANK YOU.

18

19 **SUP. BURKE:** ALL RIGHT. THANK YOU. ARE THERE QUESTIONS OR
20 COMMENTS? IS THERE A MOTION? OH, IT'S GOING TO BE CONTINUED.
21 ALL RIGHT. IT'S GOING TO BE-- CONTINUANCE TO?

22

23 **CLERK SACHI HAMAI:** MARCH 13TH.

24



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1 **SUP. BURKE:** MARCH 13TH. WITHOUT OBJECTION, CONTINUED TO MARCH
2 13TH. SUPERVISOR ANTONOVICH? DO YOU HAVE ANY OTHER ITEMS?

3

4 **SUP. ANTONOVICH:** NO.

5

6 **SUP. BURKE:** WERE YOU HOLDING-- DID WE ALREADY TAKE UP 3?

7

8 **SUP. ANTONOVICH:** WE DID 3. THAT WAS THE FIRST THING I DID.
9 THAT WAS THE PUBLIC HEALTH.

10

11 **SUP. BURKE:** WE DID THAT. RIGHT.

12

13 **SUP. ANTONOVICH:** WE JUST HAVE THE MARINA.

14

15 **SUP. BURKE:** SUPERVISOR MOLINA.

16

17 **SUP. MOLINA:** OKAY. I HAVE NO ITEMS THAT I'VE CALLED BUT I'D
18 LIKE TO DO SOME ADJOURNMENTS. IN READING THE "L.A. TIMES" THIS
19 MORNING, IT WAS VERY SAD TO HEAR ABOUT BOB HATTOY'S PASSING.
20 MANY OF US AS DEMOCRATS IN THE PARTY HAVE KNOWN BOB HATTOY FOR
21 A NUMBER OF YEARS. HE IS A WELL-KNOWN A.I.D.S. RESEARCH
22 ADVOCATE AND CERTAINLY AN ENVIRONMENTAL ADVOCATE. BOB SERVED
23 AS REGIONAL DIRECTOR OF THE SIERRA CLUB FROM 1981 TO 1992. HE
24 JOINED BILL CLINTON'S PRESIDENTIAL CAMPAIGN AS AN
25 ENVIRONMENTAL ADVISOR AND THE DEMOCRATIC NATIONAL CONVENTION



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1 IN NEW YORK THAT YEAR. HE SPOKE POINTEDLY ABOUT MAKING
2 A.I.D.S. TREATMENT A PRIORITY. AFTER HIS TENURE IN THE CLINTON
3 WHITE HOUSE, BOB REMAINED ACTIVE AS A POLITICAL CONSULTANT IN
4 THE ENVIRONMENTAL MOVEMENT. BOB'S HEARTFELT SPEECH AT THE
5 DEMOCRATIC CONVENTION AND HIS LIFE'S LEGACY WILL NEVER BE
6 FORGOTTEN. WE WANT TO EXTEND OUR HEARTFELT CONDOLENCES TO ALL
7 OF US WHO KNEW HIM AND CERTAINLY LOVED HIM. HE IS A GREAT GUY.
8 I'M SURE THAT SUPERVISOR YAROSLAVSKY WOULD LIKE TO JOIN WITH
9 ME IN THE RECOGNITION OF BOB HATTOY. I'D ALSO LIKE TO ASK THAT
10 WE ADJOURN IN THE MEMORY OF RAYMOND MENDEZ, THE BELOVED GREAT
11 UNCLE OF MY LONG-TIME STAFF MEMBER, AVIANA RIBA. MR. MENDEZ
12 WAS DEARLY LOVED BY HIS FAMILY AND WAS AN AVID FISHERMAN. HE
13 PASSED AWAY UNEXPECTEDLY AT THE AGE OF 56 AND WE WANT TO
14 EXTEND OUR DEEPEST CONDOLENCES TO AVIANA AND HER ENTIRE
15 FAMILY. I ALSO ASK THAT WE ADJOURN IN THE MEMORY OF JOSE
16 RAMIRO SIMENTAL, THE BELOVED BROTHER OF JOSIE MARQUEZ. JOSIE
17 IS THE ASSISTANT DIRECTOR OF OUR CSS WORKFORCE AND COMMUNITY
18 SERVICES BRANCH. MR. SIMENTAL WAS A LONG-TIME EAST L.A.
19 RESIDENT. HE ATTENDED FORT BOULEVARD ELEMENTARY SCHOOL,
20 GARFIELD HIGH SCHOOL AND EAST L.A. COLLEGE AND WE WANT TO
21 EXTEND OUR HEARTFELT CONDOLENCES TO THE ENTIRE FAMILY, AS WELL
22 AS TO JOSIE. AND FINALLY I'D LIKE TO ASK THAT WE ADJOURN IN
23 THE MEMORY OF MARIA CAVAZOS, A LONG-TIME RESIDENT OF WHITTIER.
24 SHE'S THE BELOVED GRANDMOTHER OF A DEAR FRIEND, VIVIAN BONZO,
25 WHO HEADS UP STREET. WE WANT TO EXTEND OUR DEEPEST CONDOLENCES



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1 TO VIVIAN AND HER ENTIRE FAMILY. SO THOSE ARE MY ADJOURNMENTS
2 AND I HAD NO OTHER ITEMS.

3

4 **SUP. BURKE:** SO ORDERED. ARE THE ITEMS YOU WANT TO CALL UP--
5 DID YOU WANT TO CALL UP ITEM NUMBER 24 NOW?

6

7 **SUP. MOLINA:** WELL, WE COULD. LET'S SEE, WHAT TIME IS IT?

8

9 **SUP. BURKE:** IT'S 11:00.

10

11 **SUP. MOLINA:** I DON'T KNOW HOW MANY SPEAKERS THERE ARE.

12

13 **SUP. BURKE:** ABOUT FIVE.

14

15 **SUP. MOLINA:** WE MIGHT AS WELL.

16

17 **SUP. BURKE:** ALL RIGHT. WE'LL CALL UP ITEM 24.

18

19 **SUP. MOLINA:** WE DON'T HAVE ANY OTHER ITEMS, RIGHT?

20

21 **SUP. BURKE:** YES, WE HAVE, OF COURSE, A LONG ITEM WHICH IS
22 44...

23

24 **CLERK SACHI HAMAI:** ITEM 15.

25



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1 **SUP. BURKE:** ...AND 15.

2

3 **SUP. MOLINA:** ALL RIGHT. WHY DON'T WE AT LEAST HAVE THE
4 SPEAKERS SPEAK AND THEN WE CAN ASK QUESTIONS.

5

6 **SUP. BURKE:** I'LL CALL UP 15 FIRST AND THEN WE'LL DO THAT. ITEM
7 15 WAS HELD FOR A MEMBER OF THE PUBLIC.

8

9 **PETER BAXTER:** MADAM CHAIR, MEMBERS OF YOUR HONORABLE BOARD,
10 MR. JANSSEN, LADIES AND GENTLEMEN, MY NAME IS PETER BAXTER AND
11 I LIVE IN LOS ANGELES. IT IS RESPECTFULLY SUBMITTED THAT CHIEF
12 ADMINISTRATIVE OFFICER, MR. DAVID JANSSEN, IS FACING A
13 SIGNIFICANT CHANGE IN HIS RESPONSIBILITIES, PENDING THE
14 ORDINANCE BEING PREPARED BY THE OFFICE OF THE COUNTY COUNSEL.
15 OF IMMEDIATE CONCERN IS THE HITHER TO SOLITARY RESPONSIBILITY
16 OF THE CHIEF OF THE FIRE DEPARTMENT FOR ALL MATTERS, INCLUDING
17 TECHNOLOGY, AFFECTING THE FIRE DEPARTMENT. AS SOON AS THE
18 PENDING ORDINANCE IS ADOPTED BY YOUR HONORABLE BOARD, A SECOND
19 COUNTY OFFICER BECOMES AT ONCE RESPONSIBLE FOR SUCH TECHNOLOGY
20 BEING EMPLOYED BY THE FIRE DEPARTMENT. SIMILARLY, IN TERMS OF
21 THE REGISTRAR OF ORDERS, THE PENDING PRESIDENTIAL ELECTION, BY
22 DIRECT VOTE OF THE ELECTORATE, COMES UNDER SCRUTINY WITH THE
23 ELECTORAL COLLEGE. THE CONSTITUTION STATES SPECIFICALLY THAT
24 THE PRESIDENT SHALL BE ELECTED BY THE ELECTORAL COLLEGE AS A
25 RESPONSIBLE CONSTITUTIONAL AGENCY, SEPARATE FROM A DIRECT



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1 ELECTION BY THE PEOPLE. THE CONSTITUTION OF THE UNITED STATES
2 IS WRITTEN WITH THE SAME CLASSIC ATTENTION AS IS, FOR EXAMPLE,
3 IN THE KING JAMES VERSION OF THE HOLY BIBLE, IN THE BEGINNING,
4 GOD CREATED THE HEAVENS AND THE EARTH. THIS IS THE SAME
5 CLASSIC LANGUAGE THAT WE ARE ACCUSTOMED TO HEARING FROM
6 SHAKESPEARE. THIS WAS THE NOBLEST ROMAN OF THEM ALL. ALL THE
7 CONSPIRATORS SAVE ONLY HE DID THAT HE DID IN ENVY OF GREAT
8 CAESAR, THE ONLY AND THE GENERAL HONEST THOUGHT IN COMMON GOOD
9 TO ALL MADE ONE OF THEM. HIS LIFE WAS GENTLE AND THE ELEMENTS
10 SO MIXED IN HIM THAT NATURE MIGHT STAND UP AND SAY TO ALL THE
11 WORLD, THIS WAS A MAN, ALL OF WHICH IS RESPECTFULLY SUBMITTED.
12 I THANK YOU, MADAM CHAIR.

13

14 **SUP. BURKE:** MOVED BY ANTONOVICH, SECONDED BY KNABE. WITHOUT
15 OBJECTION, SO ORDERED. I'LL GO-- I'LL DO MY ADJOURNMENTS AND
16 THEN WE'LL FIGURE OUT WHAT ITEMS TO TAKE UP NEXT. I MOVE THAT,
17 WHEN WE ADJOURN TODAY, WE ADJOURN IN MEMORY OF MRS. RUTH ANN
18 SHAW, WHO WAS BORN IN CAMDEN, ARKANSAS, AND PASSED AWAY
19 RECENTLY AT THE AGE OF 83, A LONG-TIME RESIDENT OF THE SECOND
20 DISTRICT AND THE WIDOW OF THE LATE REVEREND ALVIA A. SHAW, WHO
21 WAS A FORMER PASTOR OF FIRST AME CHURCH. SHE WAS THE LOVING
22 MOTHER OF ALVIA A. SHAW, JR., PRINCIPAL ANALYST IN THE
23 C.A.O.'S OFFICE AND WENDELL A. SHAW OF LOS ANGELES. SHE'S THE
24 AUNT OF HONORABLE CANDICE COOPER, CALIFORNIA COURT OF APPEALS,
25 SECOND DISTRICT, AND CRYSTAL COOPER MORALE, DIVISION MANAGER



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1 IN I.S.D.'S CUSTOMER APPLICATION BRANCH. IN ADDITION, SHE WAS
2 THE SISTER-IN-LAW OF THE LATE MARCINE SHAW, LONG-TIME DEPUTY
3 TO THE LATE SUPERVISOR KENNETH HAHN AND SERVED AS DEPUTY IN MY
4 COMPTON DISTRICT OFFICE UNTIL HER RETIREMENT. SHE'LL BE DEEPLY
5 MISSED BY ALL OF HER FAMILY. LUTHER JOHNSON WAS A LONG-TIME
6 RESIDENT OF THE COUNTY OF LOS ANGELES WHO PASSED AWAY ON
7 FEBRUARY 25TH AT THE AGE OF 90. HE GREW UP IN A SEGREGATED
8 SOUTH AND SERVED IN THE ARMY DURING WORLD WAR I, STATIONED IN
9 ITALY. HE RETIRED FROM THE CITY OF LOS ANGELES, REFUSE
10 EQUIPMENT DEPARTMENT, AFTER 25 YEARS OF SERVICE. HE WAS A
11 DEVOTED HUSBAND, FATHER AND OUTSTANDING MEMBER OF THE LE MERC
12 PARK COMMUNITY AND CONTRIBUTED TO THE CITY AND COUNTY. HE WILL
13 ALWAYS BE CHERISHED, HIS MEMORY. HIS THREE CHILDREN ARE
14 CHARLES, DEBORAH AND ANTHONY. ALYCE SWEENEY, WHO PASSED AWAY
15 MARCH 1ST AT THE AGE OF 70, THE LOVING SISTER OF CARLOS
16 JACKSON, EXECUTIVE DIRECTOR OF THE LOS ANGELES COUNTY
17 COMMUNITY DEVELOPMENT COMMISSION. SHE SUFFERED FROM LUPUS AND
18 MULTIPLE SCLEROSIS, A LONG-TIME RESIDENT OF THE COUNTY OF LOS
19 ANGELES WHO RESIDED IN GLENDORA FOR THE LAST 27 YEARS. SHE WAS
20 A HOMEMAKER AND LEAVES TO CHERISH HER MEMORY HER HUSBAND OF 52
21 YEARS, VINCENT SWEENEY, AND SIX CHILDREN, HELEN, PATRICK,
22 KATHLEEN AND TWINS ANNA MARIE AND ROSEMARY AND VINCENT, JR.
23 EVA SNIDER, A LOS ANGELES COUNTY EMPLOYEE WITH THE C.A.O.'S
24 OFFICE FOR 30 YEARS, PASSED AWAY FEBRUARY 28TH OF LEUKEMIA.
25 SHE LEAVES TO CHERISH HER MEMORY HER HUSBAND, STEVE SNYDER AND



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1 TWO CHILDREN, WARREN AND CRISTINA. ALYCE MCWILLIAMS HALL WAS
2 BORN OCTOBER 28TH, 1923 AND RECENTLY PASSED AWAY AT THE AGE OF
3 83. A LONG-TIME RESIDENT OF THE OF THE SECOND DISTRICT,
4 RETIRED FROM LOCKHEED AIRCRAFT IN 1985. SHE WAS ALSO AN
5 ACCOMPLISHED MUSICIAN, WROTE AND COMPOSED HER OWN MUSIC, AN
6 ACTIVE MEMBER OF THE COMMUNITY AND LEAVES TO CHERISH HER
7 MEMORY HER CHILDREN EMILY, PATRICK AND EDWARD, JR. GERTRUDE
8 ATKINSON KINCEY WAS BORN AUGUST 22ND, 1922 AND PASSED AWAY
9 FEBRUARY 14TH. SHE RETIRED FROM U.S. POST OFFICE IN LOS
10 ANGELES IN 1985. SHE ENJOYED POETRY AND DEVELOPED A PASSION
11 FOR WORKING WITH CERAMICS. A DEVOTED MEMBER OF THE UNITED
12 METHODIST CHURCH IN COMPTON, SHE IS THE LOVING MOTHER OF
13 DONALD A. KINCEY, VICE PRESIDENT OF CO-AMERICA BANK AND
14 COMMUNITY DEVELOPMENT CENTER. SHE LEAVES TO CHERISH HER MEMORY
15 HER TWO SONS, BEDFORD AND GERALD KINCEY. SO ORDERED. I'D LIKE
16 TO CHECK WITH THE C.A.O. AND COUNTY COUNSEL AS TO HOW WE
17 SHOULD PROCEED.

18

19 **CLERK SACHI HAMAI:** MADAM CHAIR, 44 WAS ALSO HELD BY A MEMBER
20 OF THE PUBLIC, IF YOU'D LIKE TO CALL THAT ONE UP.

21

22 **SUP. BURKE:** OKAY. WE'LL CALL ITEM 44. NANCY VERNON MARINO.

23

24 **CLERK SACHI HAMAI:** IT DOESN'T APPEAR SHE'S HERE. MADAM CHAIR,
25 IT DOESN'T APPEAR SHE'S HERE.



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1

2 **SUP. BURKE:** WE'RE GOING TO COME BACK ANYHOW. IS SHE HERE OR
3 GONE?

4

5 **CLERK SACHI HAMAI:** IT APPEARS SHE'S-- SHE'S APPARENTLY LEFT.

6

7 **SUP. BURKE:** ALL RIGHT. WE'LL PUT THAT OVER UNTIL THE TIME WHEN
8 WE COME BACK. WE'LL TAKE IT UP LATER. IF THERE'S NO OBJECTION,
9 WE'LL GO INTO CLOSED SESSION AND WE'LL RETURN BACK IN 20
10 MINUTES. WELL, COUNTY COUNSEL?

11

12 **LEELA KAPUR:** SUPERVISOR MOLINA, ON THE TWO ITEMS THAT ARE
13 PENDING, I UNDERSTAND THAT SUPERVISOR YAROSLAVSKY WANTS TO BE
14 HERE, ESPECIALLY FOR THE PUBLIC HEARING, IF HE'S GOING TO VOTE
15 ON THAT MATTER, HE SHOULD HEAR THE PUBLIC TESTIMONY.

16

17 **SUP. BURKE:** IS THIS THE LADY ON 44? ALL RIGHT. WE'LL CALL UP
18 44.

19

20 **NANCY VERNON MARINO:** GOOD MORNING, SUPER-- GOOD MORNING,
21 SUPERVISORS. MY NAME IS NANCY VERNON MARINO. THIS IS THE
22 INFORMATION THAT I WAS ABLE TO GET TODAY. SOME OF THIS IS
23 REGARDING ITEM NUMBER 44. IT WAS NOT AVAILABLE ONLINE. I GOT
24 THE MESSAGE THE FILE WAS DAMAGED AND COULD NOT BE REPAIRED. I
25 HAD ASKED FOR A CONTINUANCE ON THIS ITEM BECAUSE NO ONE IN THE



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1 PUBLIC WAS ABLE TO FIND OUT ABOUT THIS PROJECT. HOW CAN I KNOW
2 IF I'M FOR OR AGAINST IT? I THINK-- AND I DID CALL THE
3 ATTENTION OF THE EXECUTIVE OFFICE TO THE FACT THAT I WOULD
4 LIKE-- IT SEEMED THAT INFORMATION THAT EMANATED FROM THE
5 DEPARTMENT OF BEACHES AND HARBORS MAY HAVE BEEN SOME REASON
6 FOR CORRUPTING THE FILES THAT THEY WERE NOT ACCESSIBLE ONLINE.
7 BETWEEN THIS AND ITEM NUMBER 69, THERE WERE-- IT WAS VERY
8 DIFFICULT TO GET ANY INFORMATION ONLINE FOR THIS WITH ANY
9 ABILITY TO REVIEW IT BEFORE THIS HEARING, SO I WOULD
10 RESPECTFULLY ASK FOR A CONTINUANCE ON THIS ITEM UNTIL THE
11 PUBLIC HAS A CHANCE TO ACCESS AND REVIEW THE DOCUMENTS. THANK
12 YOU.

13

14 **SUP. KNABE:** WHAT NEEDS TO BE CLARIFIED IS THAT THERE WAS NOT A
15 PROBLEM, RIGHT? I MEAN, IT COULD BE ACCESSED ON THE-- UNLESS
16 THERE'S SOMETHING WRONG WITH YOUR COMPUTER. YEAH.

17

18 **SUP. BURKE:** IS THERE A MOTION?

19

20 **SUP. KNABE:** I'D MOVE IT. PARDON ME?

21

22 **SUP. BURKE:** IT'S MOVED BY KNABE. SECONDED BY ANTONOVICH.

23 WITHOUT OBJECTION, SO ORDERED. NOW, I THINK THAT YOU'VE ASKED
24 TO SPEAK ON PUBLIC COMMENT?

25



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1 **NANCY VERNON MARINO:** I WOULD LIKE TO RESERVE THAT FOR THE
2 TIME-- WELL, YOU KNOW WHAT, YES, I WILL TALK NOW ON THAT.
3 THANK YOU. I HAVEN'T HAD A CHANCE TO PREPARE FOR THAT...

4
5 **SUP. BURKE:** WE'RE GOING TO CALL PUBLIC COMMENT AT THIS TIME.

6
7 **SUP. KNABE:** BUT THEN YOU'RE SIGNED UP FOR PUBLIC HEARING, TOO.

8
9 **NANCY VERNON MARINO:** I'M SIGNED UP FOR ITEM NUMBER 69 AND
10 THAT'S A SEPARATE ISSUE AND THEN THE PUBLIC COMMENT IS A
11 SEPARATE ISSUE. SO THOSE ARE TWO SEPARATE THINGS, CORRECT?

12
13 **SUP. BURKE:** YES.

14
15 **NANCY VERNON MARINO:** ON THE PUBLIC COMMENT, I WOULD LIKE TO
16 RAISE THE ISSUE OF THE DIFFICULTY OF THE PUBLIC IN ACCESSING
17 INFORMATION ON MANY OF THE ISSUES RELATING TO MARINA DEL REY
18 IN PARTICULAR. I HAVE PERSONALLY BEEN SEEKING INFORMATION
19 VERY, VERY ACTIVELY AND IT HAS BEEN HARD FOR ME TO GET
20 INFORMATION. IT IS NOT BEING GENERALLY FACILITATED TO THE
21 PUBLIC TO GET INFORMATION AND WHAT I WOULD LIKE TO SEE IS I
22 WOULD LIKE TO SEE THAT AGENDAIZED BEFORE THE BOARD OF
23 SUPERVISORS JUST IN A GENERAL TERMS IF OTHER COMMUNITIES ARE
24 HAVING DIFFICULTY RECEIVING INFORMATION OR ACCESSING
25 INFORMATION ONLINE. I DON'T HAVE ANY WAY TO FIND OUT IF THEY



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1 DO BUT, IF THERE ARE OTHER COMMUNITIES THAT ARE FINDING IT
2 DIFFICULT TO GET THIS INFORMATION, I WOULD LIKE TO SEE THAT
3 ADDRESSED. I WOULD ALSO LIKE TO HAVE THE ISSUE OF PUBLIC
4 OUTREACH WHEN THERE ARE MAJOR PROJECTS CONCERNED AGENDAIZED,
5 THAT THE PUBLIC NOTICE PROCESS THAT ALLOWS A 30-DAY NOTICE TO
6 BE PUT IN THE LOS ANGELES BULLETIN, WHICH IS ONLY AVAILABLE
7 DOWNTOWN, IT IS NOT AVAILABLE ANYWHERE ON THE WEST SIDE OF
8 L.A., PARTICULARLY IN MARINA DEL REY, AND YET THAT IS
9 SUPPOSEDLY SATISFACTORY PUBLIC NOTICE. THE PUBLIC DOES NOT
10 REALLY HAVE AN OPPORTUNITY TO REVIEW THESE-- TO REVIEW THIS
11 INFORMATION OR EVEN TO KNOW THAT THE INFORMATION IS AVAILABLE
12 IF THEY DON'T HAVE ACCESS TO THE PAPER THAT LETS THEM KNOW
13 THAT THIS INFORMATION IS AVAILABLE. SO I WOULD LIKE THOSE
14 ISSUES ADDRESSED AS A PARTICULAR AGENDA ITEM FOR THE BOARD OF
15 SUPERVISORS BECAUSE I BELIEVE THAT THIS PROBLEM IS ENDEMIC TO
16 THE SYSTEM AND I WOULD LIKE TO SEE THIS ADDRESSED. THANK YOU.

17

18 **SUP. BURKE:** CHONTEL ROLISON. AND THEN I'LL CALL ARTURO L.
19 LIMON. WOULD YOU COME FORWARD, MR. LIMON? AND YOUR TRANSLATOR.
20 PLEASE STATE YOUR NAME.

21

22 **CHONTEL ROLISON:** HI. MY NAME IS CHONTEL ROLISON, AND THANK YOU
23 SO MUCH FOR GIVING ME THE OPPORTUNITY TO STATE MY CASE. IT'S
24 REALLY ADDRESSED TO YOU, MRS. MOLINA. I'VE GIVEN BOTH YOU GUYS
25 LETTERS SO I FEEL LIKE YOU GUYS HAVE NOT HEARD OR READ THE



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1 LETTER, SO I'M HERE IN PERSON TO PRESENT IT VERBALLY. MY KIDS
2 HAS BEEN IN THE SYSTEM FOR, LIKE, THREE YEARS. I DON'T BELIEVE
3 IT'S A SETUP, I DON'T BELIEVE, YOU KNOW, WHAT I'M SAYING
4 BECAUSE IT'S BEEN DONE FOR OVER THREE YEARS NOW, GOING ON
5 THREE YEARS, I'VE BEEN FIGHTING FOR MY CHILDREN. I'VE
6 COMPLETED A CPRP PROGRAM, AS WELL AS A PARENTING PROGRAM. MY
7 CHILDREN ARE STILL BEING HELD AGAINST THEIR WILL, AS WELL AS
8 MINE, IN THE SYSTEM. I'M LIKE THE 388.26 QUEEN, OKAY? I'VE
9 BEEN FILING PETITIONS LEFT AND RIGHT AND I'M STILL NOT GETTING
10 ANYWHERE. EVERY DOOR I HAVE STUMBLED ACROSS, BEEN TRYING TO
11 OPEN, HAS BEEN SLAMMED PERIODICALLY. JUST ONGOING AND REALLY
12 I'M TIRED BUT I CAN'T GET TIRED BECAUSE THESE TWO LITTLE
13 INNOCENT BOYS ARE STILL IN THE SYSTEM AND I DON'T WANT THEM TO
14 BECOME A PRODUCT OF A PRISON SYSTEM. SO I'M HERE STILL
15 FIGHTING AND I'M NOT GETTING ANY HELP. SO IF YOU CAN RECALL
16 THE LETTERS THAT I DID GIVE TO YOU, PROBABLY A LITTLE UNDER A
17 MONTH AGO, I DON'T KNOW IF YOU READ THEM, LIKE I SAID BEFORE,
18 BUT NO ONE HAS GOTTEN BACK TO ME. I HAVE BEEN TRYING TO PURSUE
19 AN APPOINTMENT TO MEET YOU PERSONALLY AT YOUR OFFICE. NO ONE'S
20 GOTTEN BACK TO ME. I'M ALWAYS GIVEN THE RUNAROUND.

21

22 **SUP. MOLINA:** AND WHO DID YOU TALK TO IN MY OFFICE?

23

24 **CHONTEL ROLISON:** I THINK IT WAS YOUR SECRETARY. I DON'T HAVE
25 HER NAME PRESENT WITH ME RIGHT NOW.



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1

2 **SUP. MOLINA:** ALL OF MY PEOPLE, WHEN YOU TALK TO SOMEONE, THEY
3 GIVE YOU A NAME. WHAT DID THEY SAY TO YOU?

4

5 **CHONTEL ROLISON:** WELL, THAT THEY'LL GET THE LETTER TO YOU. DID
6 YOU EVER READ IT?

7

8 **SUP. MOLINA:** I READ ALL MY MAIL.

9

10 **CHONTEL ROLISON:** I HAVE A COPY RIGHT HERE.

11

12 **SUP. MOLINA:** ALL RIGHT. YOU NEED TO KNOW THAT WE DO NOT GET
13 INVOLVED WHEN A DEPARTMENT HAS MADE A DECISION TO REMOVE YOUR
14 CHILDREN. THE ONLY THING WE WILL DO IS SET UP ANOTHER MEETING
15 BETWEEN YOU AND THE DEPARTMENT TO EXPLAIN THE SITUATION. I
16 WILL NOT INTERVENE. THOSE ARE THE RESPONSIBILITIES OF
17 CHILDREN'S SERVICES AND THE COURTS, NOT MY DETERMINATIONS. THE
18 ONLY THING WE WILL DO, AND IF WE HAVEN'T DONE SO, WE WILL DO
19 SO, IS MAKE ARRANGEMENTS SO THAT YOU CAN MEET WITH THE SOCIAL
20 WORKER TO FULLY EXPLAIN.

21

22 **CHONTEL ROLISON:** I STILL SEE MY KIDS ONE HOUR PER-- TWO HOURS--
23 - TWO HOURS-- ONE TIME A WEEK.

24



**The Meeting Transcript of
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1 **SUP. MOLINA:** AND THAT DECISION WAS NOT MADE BY MYSELF NOR
2 COULD BE CHANGED. IT CAN ONLY BE DONE THROUGH THE JUDGE AND
3 YOU'VE BEEN IN COURT.

4

5 **CHONTEL ROLISON:** THE JUDGE, MY ATTORNEY, NO ONE IS DOING A
6 THING. THIS IS WHY I'M HERE.

7

8 **SUP. MOLINA:** I UNDERSTAND.

9

10 **SUP. BURKE:** THERE IS SOMEONE HERE FROM CHILDREN'S SERVICES AND
11 SHE'LL SPEAK WITH YOU.

12

13 **SUP. MOLINA:** RIGHT, BUT THE POINT IS, IS THAT I WANT YOU TO
14 KNOW, NO MATTER WHAT I DID OR WHAT I CAN, I CANNOT INTERVENE
15 IN THIS CASE AND WILL NOT. THIS IS A DECISION THAT THE COURTS
16 HAVE MADE THROUGH THE DEPARTMENT, THROUGH THE WORK OF SOCIAL
17 WORKERS SO DON'T MISUNDERSTAND THAT THERE'S SOMETHING THAT I
18 CAN DO TO INTERVENE. WE WILL ASSIST YOU IN GETTING ASSISTANCE
19 FROM CHILDREN'S SERVICES THAT YOU CAN UNDERSTAND BUT WE CANNOT
20 CHANGE THE OUTCOME THAT THE COURTS HAVE DETERMINED.

21

22 **SUP. BURKE:** ALL RIGHT. I'M SORRY. YOUR TIME HAS EXPIRED BUT
23 THERE'S SOMEONE WHO WILL TALK TO YOU OVER HERE.

24

25 **CHONTEL ROLISON:** WELL, THANK YOU VERY MUCH.



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1

2 **SUP. MOLINA:** NEXT, WE WILL CALL KAREEM MUHAMMAD AFTER MR.
3 LIMON, WHO HAS A TRANSLATOR.

4

5 **(VOICE OF INTERPRETER):** GOOD MORNING, EVERYBODY. I REPRESENT
6 AYISO, 1347. WE ARE A NONPROFIT ORGANIZATION. WE ARE AN
7 ORGANIZATION THAT WORKS WITH THE COMMUNITY. WE ARE HERE TO ASK
8 THAT WE NEED ATTENTION TO OUR PARKS. WE'RE 100% VOLUNTEERS.
9 THEY'VE BEEN TAKING THE PARK FOR TWO MONTHS BECAUSE THEY'RE
10 DOING REPAIRS. IN THE LATE-- LATELY, WE WERE GIVEN THE
11 OPPORTUNITY TO USE OTHER PARKS. WE HAVE 450 KIDS IN THE
12 LEAGUE. WE CAN'T PRACTICE WITHOUT THE PARK. THE BOYS AND GIRLS
13 CLUB HAS OFFERED US PART OF THEIR PARK. BUT IT ONLY HAS A SPOT
14 FOR A DIVISION AND THEY GOT FIVE DIVISIONS. WE HAVE FIVE
15 DIVISIONS MORE. WE HAVE OTHER CITIES THAT WE HAVE TO GO PLAY.
16 THEY DO HAVE SPACE. THE FAMILIES DON'T HAVE ANY TRANSPORTATION
17 THEY HAVE MORE THAN THREE KIDS, FOUR. WE NEED TO PRACTICE AND
18 WE NEED THE SPACE FOR OUR GAMES SO WE DON'T HAVE TO GO THAT
19 FAR. WE WOULD LIKE TO BE PROVIDED WITH ANOTHER PARK. WE WOULD
20 ALSO LIKE TO SEE IF YOU COULD HELP US WITH WHATEVER YOU CAN SO
21 WE CAN PRACTICE.

22

23 **SUP. MOLINA:** SENOR LIMON, (SPEAKING SPANISH).

24



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **(VOICE OF INTERPRETER):** WE HAVE TO FIX THE PARK. WE HAVE GIVEN
2 YOU OTHER OPTIONS BUT YOU WANT TO PLAY IN THAT PARTICULAR
3 PARK. WE WROTE TO THE GROUP ALREADY AND THEY UNDERSTAND...

4

5 **SUP. MOLINA:** THE ISSUE HERE IS THAT WE NEED TO TAKE THE PARK,
6 THE SOCCER FIELDS AND CLOSE THEM DOWN FOR TWO MONTHS IN ORDER
7 TO RE-SEED AND WE'VE MADE OTHER OPTIONS AVAILABLE BUT HE SAYS
8 THEY'RE TOO FAR AWAY, SO WE ACCOMMODATE YOU, THIS IS A
9 NONPROFIT ORGANIZATION, WE'RE PROUD TO HAVE THEM BUT WE DO
10 NEED TO RE-SEED THE PARK ON A REGULAR BASIS. (SPEAKING
11 SPANISH)

12

13 **(VOICE OF INTERPRETER):** YOU KNOW WE HAVE TO MAINTAIN THE PARK.
14 WE GAVE YOU THE OPPORTUNITY TO PLAY. YOU HAVE THE PARK FOR 10
15 MONTHS AND WE GIVE YOU OTHER OPTIONS.

16

17 **(VOICE OF INTERPRETER):** ANYTHING YOU CAN DO, HE'S READY FOR--
18 THE PROBLEM IS TRANSPORTATION FOR THE COMMUNITY.

19

20 **SUP. MOLINA:** RIGHT, BUT THERE'S NO OTHER PARK NEARBY THAT WE
21 CAN OPEN UP. SO TWO MONTHS ARE GOING TO HAVE TO BE THE BEST WE
22 CAN DO.

23

24 **SUP. BURKE:** OKAY. THANK YOU VERY MUCH. MR. MOHAMMED FOLLOWED
25 BY RONE C. ELLIS AND THEN WE ARE GOING TO TAKE UP ITEM 24.



The Meeting Transcript of
The Los Angeles County Board of Supervisors

1

2 **ABDUL KAREEM MOHAMMED:** WITH GOD'S NAME, THE MERCIFUL

3 BENEFactor, THE MERCIFUL REDEEMER, DEAR HONORABLE BOARD OF

4 SUPERVISORS, MEMBERS, MY NAME IS ABDUL KAREEM MOHAMMED, I'M

5 THE FORMER DOWNTOWN LOS ANGELES NEIGHBORHOOD COUNCIL LEADER,

6 BOARD DIRECTOR FOR CENTRAL CITIES, WHICH IS BETTER KNOWN AS

7 SKID ROW. I AM A PART OF THE REPUBLICAN PARTY AND I AM PROUD.

8 I'M HERE TODAY BECAUSE OF A INCIDENT THAT HAPPENED SUNDAY, MAY

9 THE 4TH, DURING THE LOS ANGELES MARATHON. THIS WAS MY FIRST

10 TIME ACTUALLY PARTICIPATING IN IT AND, TO BE BRIEF, AS I

11 ENTERED THE BLUE LINE STATION ON 7TH AND FLOWER, ONE OF THE

12 FARE INSPECTORS THAT ARE VERY, VERY, VERY DISRESPECTFUL TO A

13 LOT OF THE BUS COMMUTERS, I KNOW THAT GLORIA MOLINA, THAT'S

14 HER DISTRICT, SHE'S ALSO THE MTA BOARD OF SUPERVISORS ON THE

15 MTA BOARD AND I RECEIVED MY DISABLED BUS PASS AND I HAD MY

16 CANE AND I PROCEEDED TO GET A FARE-- I DON'T WANT TO SPEND ALL

17 MY TIME ON THIS BUT THE BOTTOM LINE IS THAT THAT LETTER IS IN

18 BRIEF ABOUT WHAT HAPPENED, THAT THE FARE INSPECTOR WAS VERY

19 DISRESPECTFUL TO MYSELF, SHE CALLED THE DEPUTIES ON ME, THEY

20 CAME WITH TWO K-9 DOGS, ABOUT 13 DEPUTIES, I FEARED FOR MY

21 LIFE. ALL OF THIS IS ON TAPE. IT STARTED AT 11:21 IN THE

22 AFTERNOON ON SUNDAY. I WOULD ADVISE THE BOARD OF SUPERVISORS

23 TO REVIEW THIS TAPE BECAUSE I WOULDN'T WANT TO SEE NO

24 SUPERVISOR OR NO OTHER L.A. COMMUTER TO BE TREATED THE WAY HOW

25 THEY TREATED ME. AND, GLORIA, I THINK THAT YOU'RE DOING A



**The Meeting Transcript of
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1 GREAT JOB, YVONNE, I WAS READING IN THE SENTINAL THAT SHE'S
2 GOING TO BE RETIRING AFTER 30 YEARS OF SERVICE AND IT TOUCHED
3 MY HEART THAT MAYBE WE CAN DO FOR HER WHAT WE DID FOR THE
4 MAYOR, O'NEAL, IS TO CAN WRITE HER IN BECAUSE SHE NEEDS
5 ANOTHER FOUR YEARS OF YVONNE. DON, HE'S OVER THE LONG BEACH
6 AREA. I WAS BORN IN LONG BEACH AND YOU REMIND ME OF GARY
7 ANDERSON, WHO WAS THE HEAD BASKETBALL COACH DOWN AT LONG BEACH
8 CITY COLLEGE AND I REALLY APPRECIATE WHAT YOU GUYS ARE DOING
9 HERE BECAUSE I'VE BEEN TO THE CITY COUNCIL MEETING AND YOU
10 GUYS START OFF IN PRAYER AND IT TOUCHED MY HEART, DON, BECAUSE
11 I KNOW THAT YOU'RE SINCERE IN WHAT YOU'RE DOING. MIKE, ZEV IS
12 NOT HERE. HE GRADUATED FROM U.C.L.A. GLORIA, SHE'S A PROUD
13 DEMOCRAT. I APPRECIATE EVERYTHING, YOU GUYS YOU BROUGHT BACK
14 DAVID. HE'S DOING A GREAT JOB. I WISH SOMEBODY WOULD LOOK INTO
15 WHAT THESE FARE INSPECTORS ARE DOING. THEY'RE TREATING THE
16 COMMUTERS REAL BAD AND I'VE BEEN TREATED REAL BAD AND THEN,
17 WHEN THE DEPUTIES APPROACH YOU, THEY COME AND THEY DETAIN YOU.
18 THEY WANT TO TAKE YOU TO JAIL. SO THIS TAPE, IT HAPPENED
19 SUNDAY AT THE METRO BLUE LINE STATION, AT 11:21, IT'S ON TAPE,
20 AND THEY TREATED ME REAL BAD. THEY HAD ME SURROUNDED...

21

22 **SUP. BURKE:** WE'LL FORWARD THE LETTER TO MTA. WE'LL DO THAT.
23 THANK YOU VERY MUCH.

24



**The Meeting Transcript of
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1 **SUP. MOLINA:** AND JUST SO THAT WE DID RESPOND TO MR. MUHAMMAD
2 AND COMMANDER FINKLESTEIN IS INVOLVED IN INVESTIGATING THIS
3 ITEM AND THAT WE'LL GET BACK TO YOU. YOU GOT A RESPONSE LETTER
4 FROM ME AND WE ARE INVESTIGATING THIS ISSUE AND WE'LL GET BACK
5 TO YOU.

6

7 **ABDUL KAREEM MOHAMMED:** THANK YOU, MA'AM.

8

9 **SUP. BURKE:** ALL RIGHT. WE HAD CALLED ONE OTHER PERSON FOR
10 PUBLIC COMMENT BUT HAS NOT RESPONDED. ALL RIGHT. WE'LL GO NOW
11 TO ITEM NUMBER 24. I WILL CALL THOSE WHO HAVE REQUESTED TO
12 SPEAK. IF SOME OF THEM HAVE LEFT-- IRV EDWARDS, DR. IRV
13 EDWARDS, AND THEN WE WILL CALL DR. RICKY BUSH. WOULD YOU CAN
14 LIKE TO COME UP, DR. BUSH? PLEASE STATE YOUR NAME.

15

16 **DR. IRV EDWARDS:** MY NAME IS DR. IRV EDWARDS. I'M A PRACTICING
17 EMERGENCY PHYSICIAN IN THE CITY OF LOS ANGELES. I'M THE
18 PRESIDENT OF THE CALIFORNIA EMERGENCY PHYSICIAN'S GROUP
19 REPRESENTING 3,000 PHYSICIANS THROUGHOUT THE STATE AND I'M THE
20 DIRECTOR OF THE EMERGENCY DEPARTMENT AT CENTINELA FREEMAN
21 HOSPITAL IN THE CITY OF INGLEWOOD. SB-1773 IS A BILL WE HELPED
22 SPONSOR IN THE LEGISLATURE AT THE URGING OF SUPERVISOR
23 YAROSLAVSKY, WHO ASSISTED US IN 2006 WHEN THE AB-75 FUND IN
24 L.A. COUNTY RAN DRY FOR THREE MONTHS. AND HE URGED US, AT THAT
25 TIME, TO GO BACK TO THE STATE AND PASS A PIECE OF LEGISLATION



**The Meeting Transcript of
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1 THAT WOULD ENSURE A MORE PERMANENT FUNDING WHICH WILL IMPROVE
2 ACCESS TO EMERGENCY CARE THROUGHOUT THE COUNTY. SO, LAST YEAR,
3 MY COLLEAGUES AND I WENT BACK AND WE DID PERSUADE THE GOVERNOR
4 TO SIGN SB-1773 AND IT HOLDS THE PROMISE OF ADDITIONAL FUNDING
5 AND, THROUGH THAT ADDITIONAL FUNDING, WILL ALLOW US TO RECRUIT
6 AND RETAIN ADDITIONAL EMERGENCY PHYSICIANS, WHICH WILL SPEED
7 ACCESS AND ALLOW ONGOING CARE FOR EMERGENCY PATIENTS
8 THROUGHOUT THE CITIES OF HAWTHORNE, INGLEWOOD, WESTCHESTER, ET
9 CETERA, ET CETERA. I URGE THE BOARD TO SUPPORT THIS AND IT
10 WOULD MEAN A TREMENDOUS DIFFERENCE TO THE PATIENTS WHO WAIT
11 CURRENTLY HOURS AND HOURS TO BE SEEN. ON AVERAGE, IN SOME OF
12 THE EMERGENCY DEPARTMENTS THAT WE SERVE, THE WAIT IS SIX TO 10
13 HOURS AND IT'S A SHAME TO SEE PEOPLE SUFFERING. I ASK FOR YOUR
14 SUPPORT AND YOUR CONSIDERATION AND I THANK YOU FOR YOUR TIME.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** GOOD MORNING. YOUR NAME?

17

18 **DR. RICKY BUSH:** MY NAME IS DR. RICKY BUSH.

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** AND IF I COULD JUST ASK LAWRENCE
21 STOCK TO COME DOWN AND GERALD REICH AND JASON GREENSPAN. GO
22 AHEAD.

23

24 **DR. RICKY BUSH:** YES, SIR. GOOD MORNING. RICKY BUSH. I AM AN
25 EMERGENCY MEDICINE PHYSICIAN AND I'M ALSO THE DIRECTOR OF THE



The Meeting Transcript of
The Los Angeles County Board of Supervisors

1 EMERGENCY DEPARTMENT AT OLYMPIA MEDICAL CENTER. I'M A PROUD
2 GRADUATE OF KING DREW EMERGENCY MEDICINE RESIDENCY AND I'D
3 LIKE TO SPEAK ALSO ABOUT SB-1773. WE ARE LOSING PHYSICIANS AS
4 THEY MOVE TO OTHER AREAS. WE ARE HAVING PATIENTS SIT FOR LONG
5 PERIODS OF TIME WHO SUFFER. IT AFFECTS PATIENTS WHO ARE
6 INDIGENT, PEOPLE WHO ARE AFFLUENT, LEGAL, ILLEGAL, ALL ASPECTS
7 OF THE POPULATION ARE AFFECTED. THIS WOULD GREATLY HELP US TO
8 TAKE CARE OF THE PEOPLE WHO COME IN AND WHO NEED OUR
9 ASSISTANCE. THERE IS NOTHING WORSE, AS A PHYSICIAN, IT'S PART
10 OF MY JOB TO SEE PEOPLE WHO ARE IN UNFORTUNATE CIRCUMSTANCE
11 AND WHO SOMETIMES SUFFER BUT IT IS WORSE TO SEE PEOPLE WHO
12 SUFFER UNNECESSARILY. WE ASK FOR YOUR SUPPORT. THIS WILL BE
13 VERY HELPFUL FOR US TO TAKE CARE OF THE PEOPLE IN OUR
14 COMMUNITY. I'VE WORKED IN MULTIPLE PLACES THROUGHOUT LOS
15 ANGELES, I SPEAK FOR OLYMPIA TODAY BUT I'VE WORKED IN
16 INGLEWOOD, AT FREEMAN WHICH CLOSED, ORTHOPEDIC HOSPITAL IN MID
17 TOWN WHICH CLOSED, I'VE WORKED AT SOUTH BAY AND THE SOUTH
18 REDONDO AREA, WHICH CLOSED. I WAS GOING TO WORK AT RFK AND IT
19 CLOSED BEFORE I GOT THERE. I JUST WANT TO ASK FOR YOUR
20 ASSISTANCE. IT WOULD BE SO HELPFUL AND SO NECESSARY FOR OUR
21 COMMUNITY IF YOU COULD SUPPORT THIS AMENDMENT. THANK YOU.

22
23 **SUP. ANTONOVICH:** HOW DOES THIS RECRUIT DOCTORS?



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The Los Angeles County Board of Supervisors**

1 **DR. RICKY BUSH:** DOCTORS, WE ALL LIVE THE DREAM IN THAT WE WANT
2 TO-- WHEN YOU DO EMERGENCY MEDICINE, WE'RE A SPECIAL BREED.
3 THERE ARE NOT A LOT OF PEOPLE WHO WANT TO SAY, YOU KNOW, I
4 DON'T WANT TO WORK CHRISTMAS EVE, I WANT TO WORK ON MOTHER'S
5 DAY AND SEE MY WIFE MAD WHEN I LEAVE AND MAD WHEN I COME HOME.
6 IT WOULD HELP BECAUSE PHYSICIANS-- WE HAVE THE BEST TRAINED
7 PHYSICIANS. WE HAVE U.C.L.A., U.S.C., WE HAVE THE PHYSICIANS
8 HERE BUT PHYSICIANS ARE REAL PEOPLE. WHEN YOU'RE WORKING ALL
9 NIGHT, WE ARE LOSING REVENUE. IT'S HARD TO SEE YOURSELF WORK
10 HARDER EVERY DAY AND SEE YOUR MONEY GOING DOWN WHEN YOU'RE
11 WORKING HARD. AND PHYSICIANS ARE LEAVING TO GO TO VENTURA, SAN
12 BERNARDINO, RIVERSIDE AND ORANGE COUNTY WHERE THEIR EFFORTS
13 ARE ABLE TO BE-- THEY'RE ABLE TO BE REIMBURSED FOR THE EFFORT
14 THAT THEY'RE DOING. THE OTHER THING IS...

15

16 **SUP. ANTONOVICH:** HOW WOULD THIS MONEY BE USED? AGAIN, THE
17 FORMULA IS REALLY...

18

19 **DR. RICKY BUSH:** WE NEED...

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL THE MONEY ISN'T GOING INTO
22 TRAUMA CARE.

23

24 **DR. RICKY BUSH:** IT'S NOT GOING INTO TRAUMA CARE BUT WE ALSO
25 HAVE TO HELP THOSE COMMUNITY HOSPITALS BECAUSE WE SAY TRAUMA



**The Meeting Transcript of
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1 HOSPITALS BUT TRAUMA COMES TO EVERY HOSPITAL IN LOS ANGELES.
2 IT'S NOT ALWAYS-- I WISH THEY WOULD GO TO BIG COUNTY BUT,
3 UNFORTUNATELY, THEY COME TO MY DOOR AT 2:00 IN THE MORNING AND
4 WE NEED FUNDS TO CALL IN THE TRAUMA SURGEON, TO CALL IN THE
5 NEUROSURGEON, TO CALL IN THE CARDIAC SURGEON. THESE PEOPLE
6 NEED HELP AND THOSE SERVICES ARE NOT AVAILABLE. WE NEED TO
7 HELP THE EMERGENCY PHYSICIANS, THE HOSPITALS AND THE SUB
8 SPECIALISTS TAKE CARE OF OUR PEOPLE. PLEASE.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. THANK YOU. DR. STOCK.

11

12 **DR. LAWRENCE STOCK:** GOOD MORNING. THANK YOU FOR ALLOWING ME TO
13 SPEAK. YOU HAVE THE OPPORTUNITY TO DO SOMETHING VERY HEROIC
14 TODAY AND PROVIDE LEADERSHIP, AS YOU DID WHEN YOU SUPPORTED
15 PROP B. RIGHT NOW, THE E.R. SYSTEM IN L.A. COUNTY IS IN CRISIS
16 AND YOU HAVE THE OPPORTUNITY TO SHORE UP THAT SYSTEM. WHEN THE
17 FEDERAL MTALA LAW WAS ESTABLISHED TO AVOID DUMPING OF PATIENTS
18 TO THE COUNTY SYSTEM, ONE OF THE UNINTENDED CONSEQUENCES WAS
19 IT CREATED AN UNFUNDED MANDATE AND THAT UNFUNDED MANDATE IS
20 STILL BEING FELT TODAY. YOU'VE SEEN IT OVER THE LAST 15 YEARS
21 AS MANY E.R.S HAVE CLOSED AND MANY HOSPITALS HAVE CLOSED
22 COMPLETELY. THAT IS PRIMARILY, APPEARS TO ME, A RESULT OF
23 UNCOMPENSATED CARE AND THAT IS THE PRIMARY PROBLEM ON THE
24 MINDS OF HOSPITAL ADMINISTRATORS AND BOARD OF DIRECTORS OF
25 HOSPITALS TODAY. MANY HOSPITALS ARE TRYING TO FIGURE OUT A WAY



**The Meeting Transcript of
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1 TO AVOID CLOSING OR AVOID REDUCING SERVICES BECAUSE OF THE
2 COST OF UNCOMPENSATED CARE. TO ANSWER THE QUESTION, HOW WOULD
3 THIS MONEY HELP? AS FAR AS STAFFING OF EMERGENCY DEPARTMENTS
4 WITH HIGH QUALITY PEOPLE AND WITH THE QUANTITY OF PROVIDERS
5 THAT ARE NECESSARY TO SEE PEOPLE IN A TIMELY WAY, WE NEED A
6 POOL OF MONEY. WE HAVE TO PAY-- THE MONEY IS WHAT GOES TO PAY
7 THE SALARIES TO STAFF THE PLACE PROPERLY SO IT CAN SEE PEOPLE,
8 AS WELL AS TO PAY SPECIALISTS TO BE ON CALL. RIGHT NOW,
9 HOSPITALS ARE OFTEN PAYING MILLIONS OF DOLLARS TO KEEP
10 NEUROSURGEONS OR CHEST SURGEONS OR GENERAL SURGEONS ON CALL,
11 AND THIS MONEY WOULD DEFER SOME OF THAT COST SO HOSPITALS CAN
12 TRY AND STAY AFLOAT. I WANT TO THANK YOU FOR YOUR LEADERSHIP
13 ON THIS.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. DR. REICH?

16

17 **DR. GERALD H. REICH:** FIRST OF ALL, I'M PROUD TO REPRESENT A
18 GROUP OF PHYSICIANS...

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** SPEAK DIRECTLY INTO THE MIKE.
21 THANKS.

22

23 **DR. GERALD H. REICH:** I'M PROUD TO REPRESENT A GROUP OF
24 PHYSICIANS WHO SEE EVERYBODY WITHOUT REGARD TO THE ABILITY TO
25 PAY. WE'VE HEARD A LOT ABOUT THE CRISIS AND I THINK YOU ALL



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1 ARE VERY AWARE OF THE CRISIS IN EMERGENCY MEDICINE, OUR LOSS
2 OF EMERGENCY DEPARTMENTS. BASICALLY, THERE'S LONGER DRIVES TO
3 GET TO AN EMERGENCY DEPARTMENT AND, WHEN YOU GET THERE,
4 THERE'S TERRIBLY LONG WAITS IN OUR EMERGENCY DEPARTMENTS NOW.
5 THIS MAY SEEM TO BE MERELY INCONVENIENT AND HARDLY A CRISIS,
6 YOU SHOULD KNOW THAT THE TRUTH IS FAR FROM THAT. I CAN
7 GUARANTEE YOU THAT PEOPLE WILL DIE IN OUR EMERGENCY
8 DEPARTMENTS UNLESS WE CAN IMPROVE OUR SYSTEM. WHEN I GET
9 CALLED AT 2:00 A.M. TO TRY TO CONVINCE OUR NEUROSURGEONS AT
10 TORRANCE MEMORIAL CENTER, WHICH IS WHERE I WORK, 18 MILES FROM
11 DOWNTOWN L.A., I GET CALLED TO ASK-- AND I GET ASKED TO SEE
12 WHETHER I'LL ACCEPT A CRITICALLY ILL PATIENT FROM DOWNTOWN LOS
13 ANGELES BECAUSE THERE'S NO NEUROSURGEON IN LOS ANGELES WHO
14 WILL ACCEPT THE PATIENT, THIS IS A CRISIS. WHEN I GET CALLED
15 FROM AN EMERGENCY DEPARTMENT 16 MILES AWAY TO SEE IF I CAN
16 FIND A HAND SURGEON TO TAKE CARE OF A CRITICAL HAND INJURY AND
17 WE'RE THE 20TH HOSPITAL THAT THEY'VE CALLED, ACCORDING TO
18 THEM, THAT'S A CRISIS. WHEN WE'RE UNABLE TO FIND A PEDIATRIC
19 SURGEON TO REMOVE THE APPENDIX ON A SIX-YEAR-OLD AND WE HAVE
20 TO WAIT 14 HOURS IN OUR EMERGENCY DEPARTMENT BEFORE WE CAN GET
21 ONE OF THE CHILDREN'S HOSPITALS TO ACCEPT THE PATIENT, THAT'S
22 A CRISIS. ADD TO THIS ALL THE TIME THE VARIOUS EMERGENCY
23 DEPARTMENTS KEEP THEIR BEDS OCCUPIED WHILE TRYING TO FIND
24 SOMEONE WHO CAN PROVIDE A HIGHER LEVEL OF CARE, DURING WHICH
25 THEIR WAITING ROOMS ARE FULL OF ILL PATIENTS AND YOU BEGIN TO



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1 GET THE PICTURE. NOW, IMAGINE YOURSELF OR ONE OF YOUR LOVED
2 ONES IN THIS PICTURE AND IT BECOMES ALL THE MORE SCARY. SB-
3 1773 MAY NOT SOLVE ALL OF THESE PROBLEMS BUT AT LEAST IT'S A
4 START TO HELP US OBTAIN THE SPECIALTY SERVICES THAT WE NEED TO
5 ENABLE OUR REMAINING EMERGENCY DEPARTMENTS TO CONTINUE TO CARE
6 FOR PATIENTS.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU, DR. REICH. LET ME CALL
9 BEFORE, I GO TO DR. GREENSPAN-- TO JASON GREENSPAN, MARK BELL,
10 KAREEM MOHAMMED AND ARNOLD SACHS, PLEASE COME DOWN. MR.
11 GREENSPAN? OR IS IT DR. GREENSPAN?

12

13 **DR. JASON GREENSPAN:** DR. GREENSPAN. THANK YOU. I'D LIKE TO
14 THANK EVERYBODY FOR THE OPPORTUNITY TO HAVE SOME BRIEF WORDS.
15 MY NAME IS DR. JASON GREENSPAN. I'M HERE REPRESENTING MISSION
16 COMMUNITY HOSPITAL IN PANORAMA CITY. THE TWO NEIGHBORING
17 HOSPITALS TO MY HOSPITAL INCLUDE NORTHRIDGE SHERMAN WAY, WHICH
18 IS CLOSED, AND GRENADA HILLS HOSPITAL, WHICH IS CLOSED. I
19 REPRESENT THE NEXT IN LINE, SO TO SPEAK. I HAD THE OPPORTUNITY
20 TO SPEND THE WEEKEND WITH THE ADMINISTRATION OF MISSION
21 COMMUNITY HOSPITAL AND DISCUSS SOME VERY GRAVE FINANCIAL
22 SITUATIONS THAT HAVE A LOT TO DO WITH EMERGENCY SERVICES AND
23 OUR ABILITY TO PROVIDE EMERGENCY SERVICES IN PANORAMA CITY.
24 THE SITUATION CONTINUES TO BE GRAVE AND WE DON'T NEED TO GO ON
25 ANY MORE THAN THAT. I WOULD LIKE TO ADDRESS SUPERVISOR



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1 ANTONOVICH'S QUESTIONS. I ALSO HAVE THE OPPORTUNITY AND THE
2 PLEASURE OF BEING ON VOLUNTARY FACULTY AT U.S.C., TEACHING
3 THEIR EMERGENCY ROOM PHYSICIANS THERE IN TRAINING. U.S.C.
4 TRAINS 18 PHYSICIANS A YEAR TO COME OUT AND PRACTICE EMERGENCY
5 SERVICES IN L.A. EACH OF THOSE 18 OR THE VAST MAJORITY OF
6 THOSE 18 WOULD LIKE TO STAY IN LOS ANGELES COUNTY. THEY HAVE
7 FAMILIES HERE, ET CETERA, THEY'VE BEEN HERE FOR THE LAST FOUR
8 YEARS TRAINING. FOR THE LAST THREE YEARS, I'VE HAD THE
9 OPPORTUNITY TO SPEAK WITH THEM ABOUT WHAT LIFE IN THE
10 COMMUNITY IS ABOUT. I WILL TELL YOU THAT THIS LAST YEAR, JUST
11 THIS LAST MONTH WHEN I HAD THIS WAS THE FIRST TIME IN THOSE
12 THREE YEARS THAT MYSELF AND THE OTHER COMMUNITY E.R. DOCTORS
13 HAD TO LOOK AT THOSE 18 DOCTORS AND SAY, IT'S NOT GOING TO BE
14 GREAT FOR YOU IN L.A. COUNTY AND HAD TO FIELD QUESTIONS FROM
15 THEM ABOUT WHAT IT ACTUALLY MEANT TO GO TO OTHER PLACES, OTHER
16 STATES, NOT JUST OTHER COUNTIES AROUND HERE BUT TO START
17 PRACTICING IN PLACES AROUND THE COUNTRY. YOU HAD ASKED HOW
18 THIS WOULD HELP US GET DOCTORS. THE ANSWER IS THAT IT ALLOWS
19 US THE FINANCIAL SITUATION TO HOPEFULLY RECRUIT THE EXCELLENT
20 TRAINED DOCTORS FROM U.S.C., FOR EXAMPLE, TO PRACTICE IN THE
21 HOME AND THE COMMUNITY THAT THEY WANT TO PRACTICE HERE IN L.A.
22 SO I HOPE THAT SORT OF BRINGS A LITTLE BIT OF CLARITY TO YOUR
23 QUESTION. THANK YOU.

24

25 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU, DOCTOR. MARK BELL.



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1

2 **DR. MARK BELL:** HI. DR. MARK BELL. I'M THE-- I'M NOT GOING TO
3 SAY MUCH DIFFERENTLY THAN ANY OF THE OTHER PHYSICIANS TODAY. I
4 MANAGE AN EMERGENCY DEPARTMENT VALLEY PRESBYTERIAN HOSPITAL
5 EMERGENCY DEPARTMENT IN CENTRAL SAN FERNANDO VALLEY. WE SEE
6 AROUND 4,000 PEOPLE A MONTH, APPROXIMATELY 1,100 TO 1,200 OF
7 THOSE INDIVIDUALS ARE INDIGENT AND I WOULD ECHO DR. GREENSPAN,
8 OUR BIGGEST PROBLEM RIGHT NOW IS KEEPING THE PHYSICIANS IN THE
9 EMERGENCY DEPARTMENT CONTENTED IN OUR HOSPITAL. AND CERTAINLY
10 ONE OF THE BIG FACTORS TO MAKING THEM CONTENTED IS FINANCIAL
11 REMUNERATION. SEEING 25 TO 30% OF OUR PATIENTS FOR FREE 24
12 HOURS A DAY, NIGHTS, WEEKENDS AND HOLIDAYS IS-- MAKES IT
13 DIFFICULT FOR US TO KEEP THE EMERGENCY DEPARTMENT STAFFED WITH
14 HIGH QUALITY LOS ANGELES TRAINED PHYSICIANS. SO THIS SENATE
15 BILL 1773 WOULD GO A LONG WAY TO HELPING US STAFF OUR
16 EMERGENCY DEPARTMENT TO THE LEVEL THAT WE, AS A COMMUNITY IN
17 LOS ANGELES, WOULD EXPECT. THANKS.

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. KAREEM MOHAMMED.

20

21 **KAREEM MOHAMMED:** THANK YOU, SUPERVISOR ZEV. SORRY THAT YOU
22 WERE LATE, SIR. AS A FORMER SECURITY OFFICER THAT WORKED AT
23 LONG BEACH MEMORIAL HOSPITAL, I WORKED SIX YEARS THERE. AGAIN,
24 I MAKE COACH GARY ANDERSON WALKING IN THE DOOR DOOR LONG BEACH
25 CITY COLLEGE, AND THIS BILL SB-1773, I'M SURE THE SUPERVISORS



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1 ARE GOING TO DO THE RIGHT THING, LIKE THE SUPERVISOR
2 ANTONOVICH SAID, WHAT ABOUT THIS 10%? IF YOU BREAK IT DOWN,
3 THAT'S 20% OF EVERY \$100 WHICH IS LIKE \$200. WHERE IS THIS
4 MONEY GOING? THE STATE SHOULD UNDERSTAND THAT, IF THE COUNTY
5 IS GOING TO UPGRADE, YOU KNOW, THIS PARKING, YOU KNOW, FEE AN
6 EXTRA \$2 THAT THE CONSUMER IS GOING TO TAKE ON, THEY WANT TO
7 KNOW WHERE THIS MONEY IS GOING AND I'M SURE MR. JANSSEN OVER
8 HERE, THE C.A.O., IS GOING TO DO A EXCELLENT JOB AND CAN PROVE
9 WHERE THIS MONEY IS GOING BUT ENOUGH FACTS HAVE NOT BEEN
10 REPORTED BACK TO THE COUNTY THAT THEY'RE GOING TO APPROVE IT.
11 AND I HAVE A CONCERN ALSO WHERE THIS MONEY IS GOING TO BE
12 GOING, HOW IS IT GOING TO BRING IN ADDITIONAL PHYSICIANS BEING
13 THAT I WORK WITH PHYSICIANS DOWN IN LONG BEACH MEMORIAL, I
14 WORKED IN THE EMERGENCY DEPARTMENT, I SEE THESE YOUNG KIDS
15 COMING IN. I WAS BORN AT ST. MARY'S MEDICAL CENTER IN LONG
16 BEACH. I WAS BORN IN LONG BEACH, CALIFORNIA. I WORKED AT ST.
17 MARY'S MEDICAL FACILITY IN LONG BEACH. I THINK THIS BILL WOULD
18 BE EXCELLENT BUT THE COUNTY HAS A RESPONSIBILITY TO ITS
19 CITIZENS TO FIND OUT WHERE IS THIS MONEY GOING TO BE GOING?
20 HOW IS IT GOING TO BRING IN MORE DOCTORS? CAN YOU SHOW US SOME
21 PHYSICAL EVIDENCE? LET US SEE A REPORT, LET US SEE HOW MANY
22 MORE DOCTORS WOULD IT BRING TO L.A. COUNTY AND HOW CAN L.A.
23 COUNTY MAYBE BE REIMBURSED THEIR \$2. LIKE I TALKED TO SENATOR
24 ALARCON AS HE WAS LEAVING, HE TOLD ME HE WAS RUNNING FOR CITY
25 COUNCIL. I DIDN'T EVEN KNOW, I'VE GOT SO MUCH ON MY PLATE, BUT



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1 I THINK THAT THIS BILL IS ASKING ABOUT THE COUNTY, AS
2 SUPERVISOR ANTONOVICH WANTS TO KNOW, HE HAS A INTEREST TO
3 REPRESENT THE CONSTITUENTS OF THE L.A. COUNTY THAT THIS--
4 ACTUALLY \$2 ON EVERY \$10, WHICH IS 20% ON \$100-- ON THE
5 HUNDRED DOLLARS, WOULD BE \$20. WE WANT TO SEE HOW-- SHOW US
6 SOME PHYSICAL REPORTS, DOCTORS, THAT HOW CAN YOU BRING MORE
7 DOCTORS HERE? AS THE ONE DOCTOR SAID, THEY CALLED 20 DIFFERENT
8 DOCTORS AND THEY COULDN'T GET A DOCTOR-- I MEAN, THAT PERSON
9 SHOULD BE FINED FOR NOT COMING IN AND SERVICING A CHILD THAT
10 IS IN THE TRAUMA CENTER. SO AS DAVID JANSSEN SITS TO MY RIGHT,
11 THE BOARD OF SUPERVISORS SITS IN FRONT OF ME, THEY WANT TO
12 KNOW WHERE THE MONEY IS GOING, DOCTORS. YOU GUYS REALLY
13 HAVEN'T PRESENTED ENOUGH EVIDENCE TO PROVE WHERE THE COUNTY IS
14 GOING TO RAISE THIS BUT HOPEFULLY THEY DO. THANK YOU VERY MUCH
15 AND HAVE A NICE DAY.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. MR. SACHS.

18

19 **ARNOLD SACHS:** GOOD AFTERNOON, COUNTY BOARD OF SUPERVISORS. MY
20 MAIN CONCERN, THIS IS THAT, SEVERAL YEARS AGO WHEN THE COUNTY
21 FACED A FINANCIAL CRISIS IN THE HEALTH DEPARTMENT'S AREA, THEY
22 CUT SERVICES AT CLINICS AROUND THE COUNTY, ELIMINATING A LOT
23 OF PLACES THAT POOR OR INDIGENT PEOPLE COULD GO TO FOR FIRST
24 TIME MEDICAL CARE. AND, IN SO DOING, THEY HAVE PUSHED THESE
25 PEOPLE TO GO TO EMERGENCY ROOM HEALTH SERVICES BECAUSE THAT'S



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1 THE ONLY CARE THAT'S AVAILABLE TO THEM. I BELIEVE THAT THE
2 FUNDING THAT YOU'RE THINKING ABOUT OKAYING, I'M SURE IT WILL
3 BE OKAYED, IS MORE IN TERMS OF TRYING TO HELP EMERGENCY ROOMS
4 BALANCE THEIR BUDGET AND I THINK THAT A PLAN SHOULD HAVE BEEN
5 PUT INTO PLACE THAT, OKAY, WE HAVE TO CUT THESE CLINIC
6 SERVICES NOW, WHAT ARE WE GOING TO DO IN THE FUTURE TO BRING
7 THEM BACK? WE HAVE A PROBLEM NOW WITH MARTIN LUTHER KING
8 HOSPITAL THAT'S DOWNSIZED. IS THERE A PLAN IN PLACE, JUST AS
9 AN EXAMPLE, TO BUILD THE SERVICES BACK UP? WHAT'S GOING TO
10 HAPPEN? IS IT JUST GOING TO REMAIN A SMALL HOSPITAL? I THINK
11 THESE THINGS NEED TO BE LOOKED AT. I THINK THAT THE FUNDING
12 SHOULD GO TOWARDS OFFERING CLINICAL SERVICES AND REMOVING THE
13 PEOPLE THAT DON'T NECESSARILY HAVE TO VISIT EMERGENCY ROOM--
14 IF YOU NEED TRAUMA CARE, YOU NEED TRAUMA CARE, YOU'RE NOT
15 GOING TO GO TO A CLINIC. BUT, IF YOU DON'T NEED TRAUMA CARE,
16 YOU CAN HAVE THE OPTION OF GOING TO A CLINIC AND NOT FALLING
17 ON THE DOORSTEP OF AN EMERGENCY ROOM SERVICE THAT ADDS TO A
18 BACKLOG THAT INCREASES THE STRESS AMONG THE EMERGENCY ROOM
19 DOCTORS BECAUSE THEY HAVE TO SEE EVERYBODY. BUT, IF YOU HAVE
20 ANOTHER OPTION, WHICH HAS BEEN ELIMINATED DUE TO COUNTY
21 RESTRAINTS AND THE BUDGET, I'M NOT SURE IF THERE'S STILL THE
22 RESTRAINTS THAT WERE IN THE AREA 5, 6 YEARS AGO BUT I DON'T
23 BELIEVE THEY ARE. THAT'S JUST-- I'M JUST THROWING THAT OUT
24 THERE. BUT I THINK THAT THAT'S WHAT SHOULD BE DONE FIRST
25 BEFORE PUTTING A TAX, MORE OR LESS, OR A SURCHARGE. YOU'RE



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1 GOING TO BE BUILDING-- BILLING PEOPLE WHO GET FINED FOR TICKET
2 AND A GOOD PORTION OF THAT FINE OR THOSE PEOPLE ARE INDIGENT
3 PEOPLE WHO WILL BE PAYING TRAFFIC TICKETS, THE LOW INCOME
4 PEOPLE WILL BE SUFFERING TWICE TO BE PAYING TRAFFIC TICKETS,
5 WHICH THEY CAN'T AFFORD TO GET, AND THEN THEY'LL BE PAYING FOR
6 HEALTH INSURANCE THAT THEY CAN'T AFFORD TO GET, EITHER. I
7 THINK A COMMITTEE SHOULD BE SET UP TO LOOK AT WHAT WE CAN DO
8 TO BRING BACK UP SOME OF THE CLINICAL SERVICES THAT WERE
9 AROUND IN L.A. COUNTY FOUR OR FIVE YEARS AGO. THANK YOU VERY
10 MUCH FOR YOUR TIME.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. THAT CLOSES THE PUBLIC
13 HEARING. WE HAVE THE ITEM BEFORE US. CAN WE HAVE THE STAFF
14 BACK HERE? WHO FROM THE STAFF IS DEALING WITH THIS? THE
15 FINANCIAL STAFF, THE HEALTH STAFF, CAN YOU COME UP? IT'S MY
16 UNDERSTANDING THAT THIS BILL ONLY AUTHORIZES THIS FEE OR FINE
17 FOR A YEAR OR TWO YEARS. IS THAT CORRECT? A YEAR AND A HALF?
18 AND THEN THE BILL EXPIRES. WHAT IS THE ESTIMATE OF HOW MUCH
19 WOULD BE RAISED BY THIS IN A YEAR AND A HALF IF WE DID THIS?

20

21 **CAROL MEYER:** SUPERVISOR, 33.3 MILLION.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** AND THE BULK OF IT WOULD GO TO
24 PRIVATE HOSPITALS, CORRECT?

25



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1 **CAROL MEYER:** YES.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** YES. HOW MUCH OF IT WOULD GO TO
4 THE COUNTY-- IS ANY OF IT PRESCRIBED FOR THE COUNTY? FOR
5 COUNTY-- THE COUNTY HEALTH SYSTEM?

6

7 **CAROL MEYER:** 25% OF THE DOLLARS WILL GO TO HOSPITALS PROVIDING
8 DISPROPORTIONATE AND TRAUMA CARE AND THE DEPARTMENT HAS NOT
9 DETERMINED EXACTLY WHERE WE'RE GOING TO USE THOSE. WE WOULD
10 COME BACK TO THE BOARD TO DETERMINE EXACTLY WHERE WE'RE GOING
11 TO PUT THOSE. CURRENTLY, OUT OF THE E.M.S. FUND, WE USE IT FOR
12 OUR TRAUMA CENTERS AND IN CUSTODY CARE.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** SO 25% OF THESE FUNDS WOULD GO TO
15 COUNTY TRAUMA CARE BUT NOT NECESSARILY TRAUMA CARE PROVIDED BY
16 COUNTY GOVERNMENT?

17

18 **CAROL MEYER:** THAT'S RIGHT.

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** IT COULD BE PRIVATE TRAUMA
21 CENTERS. AND THIS WOULD LAST FOR A YEAR AND A HALF, CORRECT?

22

23 **CAROL MEYER:** YES.

24



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** YOU KNOW, I HAVE TO SAY, I
2 SUPPORTED THIS BILL AND I CERTAINLY SUPPORTED THE EFFORTS AND
3 THE MOTIVATIONS BEHIND SENATOR ALARCON'S CARRYING THIS BILL,
4 THIS WASN'T THE FIRST TIME HE CARRIED IT AND I THINK HE WAS
5 CONSTRAINED BECAUSE OF THE POLITICS OF SACRAMENTO TO LIMIT IT.
6 I WAS NOT AWARE THAT IT WOULD EXPIRE-- UNTIL YESTERDAY, I'M
7 SORRY TO SAY, THAT IT WAS-- THAT THIS WOULD EXPIRE IN A YEAR
8 AND A HALF. SO I ASK THE QUESTION, BECAUSE I'M INCLINED TO BE
9 SUPPORTIVE OF THESE SORTS OF THINGS, ALTHOUGH I HAVE SOME
10 QUESTIONS ON THE EQUITY OF THIS ONE, WHICH I'LL LEAVE FOR
11 LATER, BUT LET'S ASSUME THERE WERE NO OTHER ISSUES. TO RAISE
12 THIS FINE OR TO ASSESS THIS FINE, INCREASE THE FINE, RAISE \$33
13 MILLION, PROVIDE FOR WHATEVER THAT \$33 MILLION WILL PROVIDE IN
14 THE NEXT 18 MONTHS AND THEN HAVE TO CURTAIL IT 18 MONTHS FROM
15 NOW, THAT DOESN'T WARM THE COCKLES OF MY HEART. I DON'T
16 UNDERSTAND HOW THIS-- WHAT DO YOU EXPECT, CAROL, TO HAPPEN IN
17 18 MONTHS WHEN WE HAVE FUNDED-- IF WE CAN GET A TRAUMA CENTER
18 UP AND RUNNING IN 18 MONTHS, IT WILL TAKE ALL OF 18 MONTHS TO
19 GET THAT DONE, YOU FUND THE EMERGENCY ROOMS THAT THE DOCTORS
20 RIGHTLY ARE CONCERNED ABOUT IN THE HOSPITAL SYSTEM AND THEN,
21 IN SEPTEMBER, WHATEVER THE DATE IS OF 2008, ARE THEY GOING TO
22 BE COMING DOWN HERE AND ASKING US TO TAKE MONEY OUT OF OUR
23 GENERAL FUND TO SUPPLANT WHAT THE STATE HAS JUST CUT? THE
24 STATE HAS ALREADY CUT IT BECAUSE THE BILL SAYS IT'S OVER IN



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1 2008/'09. SO WE KNOW WE'RE WALKING INTO A THING THAT WILL
2 SELF-DESTRUCT IN 18 MONTHS.

3

4 **CAROL MEYER:** YEAH. CAROL MEYER, DIRECTOR OF E.M.S. FIRST OF
5 ALL, SB-57 WAS THE PRECURSOR TO SB-1773 AND IT DID NOT PASS BY
6 THE GOVERNOR. AND, AS SENATOR, NOW ASSEMBLYMAN ALARCON SAID,
7 HE HAD TO PUT THAT CAVEAT INTO THIS BILL IN ORDER TO GET IT
8 APPROVED THIS TIME. THERE'S A WHOLE GROUP OF PHYSICIANS AND
9 HOSPITALS THAT ARE BEHIND EXTENDING THIS IN THE FUTURE. WHAT
10 WE NEED TO DEMONSTRATE IS THAT THIS REALLY MADE A DIFFERENCE
11 ACROSS THE STATE AND, IF WE ARE ABLE TO DO THAT, AND I AM
12 CONFIDENT WE'RE GOING TO BE ABLE TO DO THAT IN LOS ANGELES, WE
13 WILL BE ABLE TO GET THIS BILL VERY LIKELY EXTENDED. AS SENATOR
14 ALARCON SAID, THE CHANCES OF EXTENSION ARE MUCH EASIER THAN
15 THE INITIAL IMPLEMENTATION.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** WELL, I DON'T KNOW WHETHER I AGREE
18 WITH HIM ON THAT. I AGREE WITH HIM AND YOU ON EVERYTHING ELSE.
19 I DEFINITELY THINK IT WILL MAKE A DIFFERENCE HERE BUT WE HAVE
20 DEMONSTRATED IN THE PAST THAT THINGS THAT WE DO MAKE A
21 DIFFERENCE HERE AND SOMEHOW IT FALLS ON DEAF EARS WHEN IT
22 COMES TO FUNDING AUTHORITIES. SO I GUESS ALL I'M SAYING IS
23 THAT I DON'T SEE, AS MY OPINION, I JUST DON'T SEE THE COUNTY
24 OF LOS ANGELES BEING ABLE TO STEP INTO THE BREACH WHEN THIS
25 EXPIRES IF IT'S NOT EXTENDED.



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1

2 **CAROL MEYER:** SUPERVISOR, I DON'T, EITHER. AND, IN FACT, IN MY
3 WORK WITH THE PHYSICIANS, THEY'RE CLEAR THAT THIS IS ON THEM,
4 THEY WERE CLEAR THAT IT WAS ON THEM TO GET THIS PASSED AFTER
5 MEETING WITH YOU A NUMBER OF YEARS AGO AND THEY'RE CLEAR THAT,
6 IF THIS NEEDS TO BE EXTENDED, IT'S ON THEM.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** SO THEY'VE ALL SIGNED ON THE
9 DOTTED LINE THAT THEY WILL NOT COME BACK HERE AND HARANGUE
10 ABOUT-- YEAH, SURE IS RIGHT. I'M NOT SURE I WOULD MAKE THAT
11 COMMITMENT IF I WERE THEM. I KNOW WHAT THEY'RE GOING TO DO.
12 IT'S A LOCAL CALL TO CALL THEIR LOCAL CITY COUNCIL BOARD OF
13 SUPERVISORS. YOU DON'T HAVE TO GET ON SOUTHWEST AIRLINES AND
14 GO TO SACRAMENTO, YOU JUST COME HERE AND MAKE THE PITCH. AND
15 I'M JUST TELLING YOU, KNOWING-- AND I THINK WE ALL KNOW WHAT'S
16 COMING FINANCIALLY FOR US, IN FACT, THE BIGGEST PROBLEM IS WE
17 DON'T KNOW WHAT'S COMING FINANCIALLY FOR US, THAT THE ONE
18 OPTION THAT'S NOT GOING TO BE ON THE TABLE, AS FAR AS I'M
19 CONCERNED, IS, UNLESS WE WIN THE LOTTERY, WHICH WE'RE NOT
20 GOING TO WIN, IS THEM COMING BACK HERE AFTER THE STATE LETS
21 THIS EXPIRE. ASSEMBLYMAN ALARCON, DEPENDING ON WHAT HAPPENS
22 TODAY, MAY NOT EVEN BE IN THE LEGISLATURE AFTER TONIGHT, SO HE
23 WON'T EVEN BE THERE TO BE ABLE TO CAST A VOTE TO DEFEND HIS
24 OWN-- EXTEND HIS OWN BILL. I WANT TO JUST SAY, I COMMEND HIM
25 FOR WHAT HE'S DONE AND I KNOW THAT HE WAS FORCED INTO THIS



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1 SITUATION BECAUSE OF THE GOVERNOR'S PREVIOUS VETO AND
2 SOMETHING IS BETTER THAN NOTHING, I'M DEFINITELY A BELIEVER IN
3 THAT BUT I'M TROUBLED BY IT. ANYWAY, I JUST WANTED TO GET THAT
4 ON THE TABLE. THE OTHER THING I JUST WANT TO RAISE, AND I
5 HESITATE TO RAISE IT, BUT I SCOFFED AT IT WHEN JACKIE GOLDBERG
6 RAISED IT IN THE LEGISLATURE TWO YEARS AGO WHEN IT WAS VETOED
7 AND THEN A MEMBER OF MY STAFF MADE A VERY COMPELLING CASE IN
8 OUR STAFF MEETING YESTERDAY AND I'LL JUST TELL YOU, I MAY
9 OVERLOOK WHAT HE SAID BUT HERE'S THE WAY IT WAS DESCRIBED,
10 THAT THE DISPROPORTIONATE SHARE OF THE PEOPLE WHO PAY, WHO ARE
11 WHO ARE CITED FOR MOVING VIOLATIONS ARE, SHALL WE SAY, ON THE
12 LOWER RUNGS OF THE ECONOMIC LADDER. AND THOSE WHO ARE ON THE
13 LOWER RUNGS OF THE ECONOMIC LADDER, WHEN THEY GET A 20% HIT
14 LIKE THIS, EVEN THOUGH THEY VIOLATED THE LAW, IT FALLS
15 DISPROPORTIONATELY HEAVY ON THEM. SOME OF THEM WILL NOT BE
16 ABLE TO PAY THE FINE AND WON'T PAY THE FINE. THERE WILL BE A
17 WARRANT OUT FOR THEIR ARREST. THEY WILL GET PICKED UP BY A
18 DEPUTY SHERIFF OR A POLICE OFFICER IN SOME CITY IN THE COUNTY.
19 THEY'LL SEE THAT THEY'RE-- YOU KNOW, THEY'LL BE STOPPED FOR
20 ANOTHER MOVING VIOLATION OR A RED LIGHT ON THE BACK OF THEIR
21 CAR IS OUT, THEY WILL BE-- THEY'LL RUN THEIR LICENSE ON THE
22 COMPUTER, THE COMPUTER WILL SAY THERE'S A WARRANT OUT FOR
23 THEIR ARREST BECAUSE THEY DIDN'T PAY A \$120 DOLLAR FINE, THEN
24 WE'RE GOING TO TAKE THEM TO A COUNTY JAIL AND THAT'S WHERE THE
25 TROUBLE BEGINS. I JUST MENTION THAT SOMETIMES IT TAKES AN



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1 OUTSIDE VIEW OF THIS TO SEE WHAT THE UNINTENDED CONSEQUENCES
2 MAY BE. I STILL THINK THAT IT'S COMPELLING, I MEAN, THE
3 BENEFITS OUTWEIGH THE DETRIMENT BUT THIS IS SOMETHING, EVERY
4 TIME WE DO ONE OF THESE THINGS, IT POPS UP IN A DIFFERENT PART
5 OF OUR RESPONSIBILITY. ALL RIGHT. THAT'S ALL I HAVE TO SAY.

6

7 **SUP. KNABE:** MR. CHAIRMAN?

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. KNABE?

10

11 **SUP. KNABE:** YEAH, I'VE ASKED THIS QUESTION A COUPLE TIMES. I'D
12 JUST LIKE TO GET IT ON PUBLIC RECORD. ONE OF MY CONCERNS ABOUT
13 IT ORIGINALLY WAS THAT-- TO MAKE SURE THAT THESE DOLLARS ARE
14 COMING DIRECTLY TO THE COUNTY, THAT THEY'RE NOT GOING TO THE
15 STATE, WE DO NOT HAVE TO ASK FOR OUR MONEY BACK AND, WHILE
16 THERE ARE SOME ADMINISTRATIVE FEES IN THE SIDE OF THIS, THOSE
17 ARE ADMINISTRATIVE FEES WITHIN THE COUNTY OF LOS ANGELES, NOT
18 SOME TOP OF THE POT DOLLARS BEING TAKEN OFF BY THE STATE, IS
19 THAT CORRECT?

20

21 **CAROL MEYER:** THAT IS CORRECT AND THIS IS A DECISION BY THE
22 BOARD OF SUPERVISORS. THIS PIECE OF LEGISLATION ALLOWS YOU TO
23 DECIDE WHETHER WE'RE GOING TO DO THIS AND THE MONEY COMES
24 DIRECTLY TO THE COUNTY, IT DOES NOT PASS THROUGH THE STATE.

25



**The Meeting Transcript of
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1 **SUP. KNABE:** THANK YOU.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. ANTONOVICH.

4

5 **SUP. ANTONOVICH:** QUESTION. HOW MUCH GOES EXCLUSIVELY INTO
6 TRAUMA CARE?

7

8 **CAROL MEYER:** EXCLUSIVELY INTO TRAUMA CARE. WELL, CURRENTLY,
9 ALL OF THE HOSPITAL PORTION GOES TO TRAUMA EXCEPT FOR A VERY
10 SMALL IN-CUSTODY PORTION. OF THE PHYSICIAN PORTION, HOW MUCH?
11 14.8 GOES INTO TRAUMA-- INTO PHYSICIAN. INTO PHYSICIAN, SOME
12 OF WHICH IS FOR TRAUMA HOSPITALS, SOME OF IT'S NOT NON-TRAUMA
13 HOSPITALS.

14

15 **SUP. ANTONOVICH:** SO WHAT'S THE PERCENTAGE?

16

17 **CAROL MEYER:** HE'S ASKING SPECIFICALLY FOR TRAUMA AND,
18 SUPERVISOR, I DON'T HAVE THAT RIGHT NOW. SPECIFICALLY FOR
19 TRAUMA.

20

21 **SUP. ANTONOVICH:** IT'S NOT A HUNDRED PERCENT GOING TO TRAUMA.

22

23 **CAROL MEYER:** NO, IT'S NOT. THERE'S A PORTION OF IT GOING TO
24 PHYSICIANS, WHICH GOES FOR TRAUMA, AND A BIG PORTION OF THE
25 HOSPITAL PORTION GOES FOR TRAUMA.



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1

2 **SUP. ANTONOVICH:** HOW WILL THE 10% OF FUNDS FOR ADMINISTRATION
3 BE ALLOCATED?

4

5 **DR. BRUCE CHERNOF:** SUPERVISOR, THE 10% ALLOCATION OF FUNDS IS
6 LIMITED TO OUR ACTUAL COSTS. IT IS UP TO 10%, SO IT IS THE
7 DEPARTMENT'S GOAL TO ONLY USE THOSE FUNDS IF NECESSARY. WE'VE
8 HAD TWO STATE AUDITS OVER THE YEARS AND BOTH OF THOSE STATE
9 AUDITS HAVE FOUND OUR USE OF FUNDS FOR ADMINISTRATIVE PURPOSES
10 TO BE APPROPRIATE. ANY FUNDS THAT WE DON'T EXPEND BETWEEN THE
11 AMOUNT USED AND THE 10% WILL GO DIRECTLY, IT'S THE
12 DEPARTMENT'S INTENTION THAT THEY GO DIRECTLY TO SUPPORT THE
13 PHYSICIAN COMPONENT, SO...

14

15 **SUP. ANTONOVICH:** AND WHAT PERCENT OF THE FORMULA DOES E.M.S.
16 HAVE DIRECT CONTROL OVER?

17

18 **CAROL MEYER:** 17% GOES FOR OTHER E.M.S. PURPOSES AND WE USE
19 THAT TO ENSURE THAT WE MEET STATE MANDATES, BECAUSE THE E.M.S.
20 AGENCY IS REQUIRED TO MEET A NUMBER OF STATE MANDATES, AND
21 ALSO WE'RE PLANNING TO USE THAT FOR THE DEVELOPMENT OF A
22 CENTRAL BASE STATION.

23

24 **SUP. ANTONOVICH:** WHAT ARE THE COST SAVINGS TO DEVELOPING A
25 CENTRAL BASE STATION? AND WILL A PORTION OF THE 10% BE



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1 UTILIZED TO FUNDS THE 26 POSITIONS THAT THE E.M.S. IS GOING TO
2 DEVELOP FOR THOSE?

3

4 **CAROL MEYER:** THERE'S ONLY ONE POSITION THAT WOULD BE USED OUT
5 OF THE 10%. THE REST IS ALL COMING OUT OF THE 17%
6 DISCRETIONARY E.M.S. FOR THE MANDATORY REQUIREMENTS OF THE
7 E.M.S. AGENCY AND THE BASE STATION. CURRENTLY, WE PAY OUR
8 TRAUMA CENTERS \$4 MILLION FOR THE RESPONSIBILITY OF BECOMING
9 BASE STATIONS AND THOSE DOLLARS COULD MORE EFFICIENTLY BE
10 USED, CENTRALIZED INTO ONE SINGLE BASE STATION.

11

12 **SUP. ANTONOVICH:** WILL THE E.M.S. ESTABLISH PROCEDURES AND TIME
13 SCHEDULES FOR THE SUBMISSION AND PROCESSING OF REIMBURSEMENT
14 CLAIMS FROM THIS FUND?

15

16 **CAROL MEYER:** YES, SUPERVISOR, WE ALREADY HAVE VERY TIGHT
17 PAYMENT RESPONSIBILITIES, PAYING THE PHYSICIANS WITHIN 30 TO
18 45 DAYS.

19

20 **SUP. ANTONOVICH:** AND WILL YOU CONDUCT A NEEDS ASSESSMENT,
21 PEDIATRIC TRAUMA SERVICES IN THE COUNTY TO ALLOCATE THESE
22 RESOURCES?

23

24 **CAROL MEYER:** ABSOLUTELY. WE'RE LOOKING FORWARD TO SEEING WHAT
25 WE CAN DO TO EXPAND THE TRAUMA SERVICES FOR PEDIATRICS.



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1

2 **SUP. ANTONOVICH:** SO THE CALCULATIONS ARE AFTER 10%
3 ADMINISTRATION COSTS AND THE 15% PEDIATRIC TRAUMA AND
4 EMERGENCY SERVICES ARE FACTORED IN?

5

6 **CAROL MEYER:** YES. AND, AFTER THAT, 58% GOES TO PHYSICIANS, 25%
7 TO HOSPITALS, AND 17 TO OTHER E.M.S. PURPOSES. AND THAT'S
8 DEFINED BY LAW.

9

10 **SUP. ANTONOVICH:** MY ONLY CONCERN WAS, LIKE I MENTIONED
11 EARLIER, WHERE THE MONEY SHOULD FOLLOW THE PATIENT AND, IF
12 IT'S GOING IN THE TRAUMA CARE BEING ADVERTISED AS SUCH AN
13 ASSESSMENT, THEN THE MONEY SHOULD GO EXCLUSIVELY FOR THAT TYPE
14 OF SERVICE.

15

16 **CAROL MEYER:** FOR TRAUMA AND EMERGENCY SERVICES.

17

18 **SUP. ANTONOVICH:** AND EMERGENCY. THOSE ARE THE QUESTIONS THAT I
19 HAD RAISED CONCERNS ABOUT.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. THANK YOU. ANY OTHER
22 DISCUSSION? ALL RIGHT. IS THERE A MOTION ON THIS?

23

24 **SUP. ANTONOVICH:** WHERE IS THE BILL NOW?

25



**The Meeting Transcript of
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1 **SUP. KNABE:** I'LL SECOND.

2

3 **CAROL MEYER:** THE BILL HAS BEEN PASSED AND WAS SIGNED BY THE
4 GOVERNOR.

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** IT'S LAW.

7

8 **SUP. ANTONOVICH:** IT'S BEFORE THE GOVERNOR RIGHT NOW.

9

10 **CAROL MEYER:** NO, IT WAS SIGNED BY THE GOVERNOR.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** NO, IT'S BEEN SIGNED.

13

14 **SUP. KNABE:** HE'S ALREADY SIGNED IT.

15

16 **CAROL MEYER:** HE'S ALREADY SIGNED IT. HE SIGNED LAST SEPTEMBER.

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** IT'S LAW.

19

20 **SUP. ANTONOVICH:** SO ANY CHANGES IN THE PERCENTAGE WOULD HAVE
21 TO BE SUBSEQUENT LEGISLATION?

22

23 **CAROL MEYER:** YES, SIR.

24



**The Meeting Transcript of
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1 **SUP. ANTONOVICH:** AND YOU'RE GOING TO REVIEW ON HOW THE
2 FORMULAS OUGHT TO BE REVISED AFTER THIS 17-MONTH EXPERIMENT?

3

4 **DR. BRUCE CHERNOF:** CERTAINLY, WE WILL BE EVALUATING THIS
5 EXPERIENCE.

6

7 **SUP. KNABE:** I'LL SECOND IT, MR. CHAIRMAN.

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. THERE'S A MOTION AND A
10 SECOND. IS THERE ANY OBJECTION? IF NOT, UNANIMOUS VOTE. THANK
11 YOU. THANKS TO ALL OF YOU WHO TESTIFIED THIS MORNING AS WELL.

12

13 **SUP. BURKE:** IT'S JUST FOR YOU TO DO YOUR ADJOURNMENTS AND GO
14 ON TO THE LAST ITEM, WHICH IS THE MARINA.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** I APOLOGIZE FOR BEING LATE. LET ME
17 FIRST OF ALL ADJOURN IN THE MEMORY OF BOB HATTOY. I KNOW THAT
18 MS. MOLINA, I WAS JUST TOLD, ADJOURNED IN HIS MEMORY. BOB WAS
19 EMPLOYED IN OUR OFFICE IN THE CITY OF LOS ANGELES IN THE LATE
20 1970S. IT WAS THE FIRST REAL JOB, IF YOU CALL IT A REAL JOB,
21 THAT HE EVER HAD, AND IT WAS A REAL JOB. HE BECAME A LEADER IN
22 THE ENVIRONMENTAL MOVEMENT AS EXECUTIVE DIRECTOR OF THE SIERRA
23 CLUB, A LEADER IN THE GAY RIGHTS MOVEMENT AND THEN, IN EARLY
24 1992, HE WAS DIAGNOSED WITH H.I.V. AND A.I.D.S. PRESIDENT
25 CLINTON, AT THAT TIME GOVERNOR CLINTON, ASKED HIM TO ADDRESS



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1 THE DEMOCRATIC NATIONAL CONVENTION ABOUT HIS SITUATION, ABOUT
2 HIS ILLNESS AND I REMEMBER THE SPEECH LIKE IT WAS YESTERDAY
3 WHEN BOB UTTERED THE WORDS, "VOTE AS THOUGH YOUR LIFE DEPENDS
4 ON IT, BECAUSE MINE DOES." AND YOU COULD HEAR A PIN DROP IN
5 THE CONVENTION HALL. HE WAS ONE OF THE MOST BRILLIANT PEOPLE I
6 EVER GOT TO KNOW. FUNNY, ACERBIC, YOU DIDN'T WANT TO BE AT THE
7 RECEIVING END OF HIS BARBS BECAUSE THEY WERE BRUTALLY TRUE AND
8 HE WAS-- HE SURVIVED A LONG TIME WITH A.I.D.S. AND FINALLY IT
9 GOT THE BETTER OF HIM ON SUNDAY MORNING AND HE WILL BE MISSED
10 BY A LOT OF PEOPLE IN THIS COMMUNITY AND ACROSS THE COUNTRY.
11 SO I'LL JOIN IN THAT ADJOURNING MOTION. ALSO I ASK THAT WE
12 ADJOURN IN THE MEMORY OF WEN CHANG FAN, WHO PASSED AWAY AT THE
13 AGE OF 86, A SCHOLAR OF CLASSICAL CHINESE AND A STUDENT OF
14 HISTORY, LOVER OF OPERA. HE WILL BE DEEPLY MISSED BY HIS
15 FAMILY AND FRIENDS. HE IS SURVIVED BY THREE DAUGHTERS, FANNIE,
16 ANNA AND MARGARET LEE, WHO'S A MEMBER OF OUR COUNTY FAMILY
17 EMPLOYED IN THE DEPARTMENT OF HEALTH SERVICES. HE'S ALSO
18 SURVIVED BY TWO SONS, NIN AND FELIX AND SEVEN GRANDCHILDREN.
19 ASK THAT WE ADJOURN IN MEMORY OF EVA SNIDER, LONGSTANDING AND
20 VALUED MEMBER OF THE COUNTY FAMILY WHO PASSED AWAY AT THE AGE
21 OF 55, AFTER A COURAGEOUS BUT DIFFICULT BATTLE WITH LEUKEMIA.
22 SHE BEGAN HER COUNTY CAREER IN NOVEMBER OF 1971, RETIRED THIS
23 PAST FEBRUARY, SERVING THROUGHOUT WITH DEDICATION AND
24 DISTINCTION IN POSITIONS OF INCREASING RESPONSIBILITY IN A
25 NUMBER OF DEPARTMENTS. MOST RECENTLY, SHE SERVED MANY YEARS IN



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1 THE CHIEF ADMINISTRATIVE OFFICE, ULTIMATELY RETIRING FROM
2 THEIR BUDGET DIVISION. SHE WILL BE DEEPLY MISSED BY ALL THOSE
3 WHO WERE FORTUNATE ENOUGH TO WORK WITH HER. SHE IS SURVIVED BY
4 HER HUSBAND, STEVE, A SON AND DAUGHTER, AND A BROTHER AND A
5 SISTER. AND I DON'T KNOW IF DON KNABE DID THIS, VAN BARBIERI,
6 ASK THAT WE ADJOURN IN THE MEMORY OF DAN-- VAN BARBIERI, WHO
7 PASSED AWAY AT THE AGE OF 91, SURVIVED BY HIS SON, A GOOD
8 FRIEND OF OURS, JOHN BARBIERI, FOUNDER AND PRESIDENT OF THE
9 NATIONAL RESOURCES CORPORATION AND VICE CHAIR OF THE CHARITY
10 GROUP, PEACE FOR KIDS. THOSE ARE MY ADJOURNING MOTIONS.
11 WITHOUT OBJECTION, UNANIMOUS VOTE. THE LAST ITEM WE HAVE ON
12 THE AGENDA IS THE MARINA ITEM. WHAT NUMBER IS IT?

13

14 **CLERK SACHI HAMAI:** ITEM 69.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** ITEM 69.

17

18 **CLERK SACHI HAMAI:** IF I COULD HAVE ALL THOSE WHO PLAN TO
19 TESTIFY BEFORE THE BOARD PLEASE STAND AND RAISE YOUR RIGHT
20 HAND TO BE SWORN IN. [ADMINISTERING OATH]

21

22 **CLERK SACHI HAMAI:** THANK YOU. YOU MAY BE SEATED. ON ITEM 69,
23 I'LL READ THE SHORT TITLE IN FOR THE RECORD. THIS IS THE DE
24 NOVO HEARING ON PROJECT NUMBER R2005-00234-4, COASTAL
25 DEVELOPMENT PERMIT CASE NUMBER T2005-0002-4, VARIANCE AND



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1 PARKING PERMIT CASE NUMBERS T2005-00004-4 AND ENVIRONMENTAL
2 IMPACT REPORT TO AUTHORIZE THE DEMOLITION OF AN EXISTING 202-
3 UNIT APARTMENT COMPLEX AND SUBSEQUENT CONSTRUCTION OF A 544-
4 UNIT APARTMENT COMPLEX IN THE RESIDENTIAL FIVE CATEGORY OF THE
5 MARINA DEL REY SPECIFIC PLAN LOCATED AT 4201 VIA MARINA WITHIN
6 THE UNINCORPORATED COMMUNITY OF MARINA DEL REY, PLAYA DEL REY
7 ZONE DISTRICT, APPLIED FOR BY DAVID LEVINE, ON BEHALF OF DEL
8 REY SHORES JOINT VENTURE.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY.

11

12 **CLERK SACHI HAMAI:** WRITTEN CORRESPONDENCE WAS PRESENTED ON
13 THIS MATTER.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. HOW DO WE WANT TO
16 HANDLE THIS? DO WE WANT TO HAVE A PRESENTATION FROM THE STAFF
17 FIRST AND THEN WE'LL HEAR FROM THE MEMBERS OF THE PUBLIC, THE
18 APPELLANTS AND THE APPLICANT? IS THAT FAIR ENOUGH? GO AHEAD.
19 IDENTIFY YOURSELF, PLEASE.

20

21 **RUSSELL FRICANO:** MR. CHAIRMAN, MEMBERS OF THE BOARD, GOOD
22 AFTERNOON. I'M RUSSELL FRICANO OF THE DEPARTMENT OF REGIONAL
23 PLANNING. TO MY LEFT IS BARRY CURTS OF THE DEPARTMENT OF
24 BEACHES AND HARBORS AND TO HIS LEFT IS JAMES CHON OF THE
25 DEPARTMENT OF PUBLIC WORKS. THIS IS AN APPEAL OF THE REGIONAL



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1 PLANNING COMMISSION APPROVAL OF PROJECT NUMBER 2005-00234.
2 THIS CASE CONSISTS OF A COASTAL DEVELOPMENT PERMIT, PARKING
3 PERMIT AND A VARIANCE. THE APPLICANT, DEL REY SHORES JOINT
4 VENTURE, FILED A COASTAL DEVELOPMENT PERMIT TO AUTHORIZE THE
5 DEMOLITION OF AN EXISTING 202-UNIT APARTMENT COMPLEX AND
6 SUBSEQUENT CONSTRUCTION OF A 544 UNIT APARTMENT IN THE
7 RESIDENTIAL FIVE CATEGORY OF THE MARINA DEL REY SPECIFIC PLAN.
8 THE SUBJECT PROPERTY IS LOCATED AT 4201 VIA MARINA, MARINA DEL
9 REY. IT IS LOCATED ON MARINA PARCELS 100 AND 101 IN THE PLAYA
10 DE REY ZONED DISTRICT. THE PROPOSAL CONSISTS OF 12 BUILDINGS,
11 75 FEET IN HEIGHT, FOUR STORIES OF APARTMENTS OVER TWO LEVELS
12 OF PARKING, WITH ARCHITECTURAL FEATURES ON THE ROOF OF THE
13 BUILDING, EXTENDING APPROXIMATELY 25 FEET ABOVE THE ROOFLINE.
14 A PARKING PERMIT HAS BEEN REQUESTED TO UTILIZE COMPACT PARKING
15 AND A TOTAL OF 1,088 PARKING SPACES WILL BE PROVIDED WITHIN
16 THE PARKING STRUCTURE AND 10 PARKING SPACES OUTSIDE, FOR A
17 TOTAL OF 1,098 PARKING SPACES ON SITE. THE APPLICANT HAS ALSO
18 REQUESTED A VARIANCE FOR THE CONSTRUCTION AND MAINTENANCE OF
19 SIGNAGE IN EXCESS OF COUNTY CODE REQUIREMENTS. THE APPLICANT
20 INITIALLY REQUESTED TO PAY AN AFFORDABLE HOUSING IN LIEU FEE
21 INSTEAD OF PROVIDING AFFORDABLE HOUSING UNITS FOR THE PROPOSED
22 APARTMENT. THE APPLICANT SUBSEQUENTLY WITHDREW THIS REQUEST
23 AND HAS AGREED TO PROVIDE 54 AFFORDABLE HOUSING UNITS. THESE
24 INCLUDE 17 INCLUSIONARY UNITS FOR VERY LOW INCOME TENANTS AND
25 37 REPLACEMENT UNITS FOR MODERATE INCOME TENANTS. THE REGIONAL



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1 PLANNING COMMISSION HELD FOUR PUBLIC HEARINGS ON THIS REQUEST
2 ON JANUARY 25TH, 2006; MARCH 1ST, 2006; APRIL 19TH, 2006; AND
3 JUNE 7TH OF 2006. THE FIRST PUBLIC HEARING BEFORE THE REGIONAL
4 PLANNING COMMISSION ON JANUARY 25TH PROVIDED AN OPPORTUNITY
5 FOR THE COUNTY TO REASSESS ITS AFFORDABLE HOUSING POLICY FOR
6 MARINA DEL REY. CONSEQUENTLY, ON APRIL 4TH, 2006, THE BOARD OF
7 SUPERVISORS ADOPTED A MOTION THAT INSTRUCTED THE CHIEF
8 ADMINISTRATIVE OFFICERS TO FORM AND LEAD A TASK FORCE. THIS
9 TASK FORCE WAS COMPRISED OF THE DEPARTMENT OF REGIONAL
10 PLANNING, THE COMMUNITY DEVELOPMENT COMMISSION AND COUNTY
11 COUNSEL, WORKING IN CONJUNCTION WITH THE DEPARTMENT OF BEACHES
12 AND HARBORS. THE PURPOSE OF THE TASK FORCE WAS TO REVIEW THE
13 COUNTY'S CURRENT AFFORDABLE HOUSING POLICY FOR MARINA DEL REY
14 AND RECOMMEND REVISIONS NECESSARY TO ENSURE CONSISTENCY WITH
15 THE MELLO ACT. AS FURTHER DELAY WOULD CAUSE A HARDSHIP TO THE
16 APPLICANT, THE BOARD OF SUPERVISORS ALSO AUTHORIZED, AS PART
17 OF ITS MOTION, FOR THIS PROJECT TO PROCEED PRIOR TO FORMAL
18 ADOPTION OF THE NEW POLICY, BASED ON SITE REPLACEMENT AND
19 INCLUSIONARY UNIT REQUIREMENTS. FOLLOWING PROVISIONS OF THE
20 MELLO ACT, THE APPLICANT CONDUCTED DETAILED INCOME SURVEYS OF
21 EXISTING APARTMENT TENANTS THAT RESIDED ON THE SUBJECT
22 PROPERTY TO DETERMINE WHETHER ANY OF THE EXISTING DWELLING
23 UNITS WERE ELIGIBLE FOR REPLACEMENT, PURSUANT TO MELLO ACT
24 REQUIREMENTS. BASED UPON THIS ANALYSIS, THE APPLICANT
25 DETERMINED THAT 38 UNITS QUALIFIED AS REPLACEMENT UNITS. THE



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1 APPLICANT ALSO PROPOSED 17 INCLUSIONARY UNITS IN ADDITION TO
2 THE 38 REPLACEMENT UNITS. THE 38 REPLACEMENT UNITS WERE
3 PROPOSED FOR MODERATE INCOME AND THE 17 INCLUSIONARY UNITS
4 WERE PROPOSED FOR VERY INCOME HOUSEHOLDS. THE COUNTY
5 DEPARTMENT OF REGIONAL PLANNING AND THE COMMUNITY DEVELOPMENT
6 COMMISSION STAFF INDEPENDENTLY REVIEWED AND DETERMINED VALID
7 THE METHODOLOGY AND RESULTS FOR THIS TENANT INCOME SURVEY.
8 AND, IN A LETTER DATED MAY 30TH OF 2006 TO REGIONAL PLANNING,
9 THE LOS ANGELES COMMUNITY DEVELOPMENT COMMISSION CONFIRMED
10 THAT IT HAD CONDUCTED ON AUDIT OF THE TENANT SURVEY
11 INFORMATION SUBMITTED BY DEL REY SHORES. THE C.D.C. HIRED AN
12 INDEPENDENT CONSULTING FIRM, DRA INCORPORATED, TO REVIEW ALL
13 FILES WITH THE C.D.C. STAFF AND 37 MODERATE INCOME REPLACEMENT
14 UNITS WERE RECOMMENDED. THROUGHOUT THE HEARING PROCESS, STAFF
15 RECEIVED LETTERS AND EMAIL IN FAVOR AND IN OPPOSITION TO THIS
16 REQUEST. OPPOSITION COMMENTS INCLUDED CONCERNS ABOUT HEIGHT
17 AND VISUAL IMPACTS, EXCESSIVE DENSITY, INCREASED TRAFFIC
18 CONGESTION, NOISE, TRAFFIC SAFETY, IMPACTS ON LOCAL CHARACTER,
19 INADEQUATE PARKING, IMPACTS ON LOCAL SCHOOLS AND HOSPITALS,
20 POTENTIAL OVERCROWDING OF THE PROPOSED UNITS, THE ACCURACY OF
21 THE ENVIRONMENTAL DOCUMENT AND OBJECTIONS TO THE ORIGINAL IN
22 LIEU FEE PROPOSAL. CONCERNS WERE ALSO EXPRESSED REGARDING
23 PROPOSED GRADING AND THE PROVISION OF A FIRE SAFETY PLAN AND
24 COMPLIANCE WITH THE MELLO ACT AND ALSO ISSUES REGARDING
25 CONSISTENCY WITH THE MARINA DEL REY LOCAL COASTAL PROGRAM. THE



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1 COMMISSION DETERMINED THAT THE APPLICANT HAD RESPONDED
2 SATISFACTORILY TO EACH OF THE ABOVE ISSUES AND THE
3 ENVIRONMENTAL ISSUES WERE ADEQUATELY ADDRESSED IN THE
4 MITIGATION MONITORING PLAN OF THE ENVIRONMENTAL IMPACT REPORT.
5 THE PROVISION OF AFFORDABLE HOUSING WAS REVIEWED BY COUNTY
6 DEPARTMENTS AND FOUND COMPLIANT WITH MELLO ACT REQUIREMENTS
7 AND THE APPLICANT ALSO PROVIDED FURTHER INFORMATION AND
8 TESTIMONY RESPONDING TO THE REMAINING ISSUES. THE COMMISSION
9 DETERMINED THAT THE PROJECT WAS COMPLIANT WITH THE APPLICABLE
10 PROVISIONS OF THE MARINA DEL REY LOCAL COASTAL PROGRAM AND THE
11 REGIONAL PLANNING COMMISSION APPROVED THE REQUEST AND
12 CERTIFIED THE ENVIRONMENTAL DOCUMENT ON DECEMBER 13TH, 2006.
13 THE REGIONAL PLANNING COMMISSION APPROVAL WAS APPEALED BY
14 PEOPLE ORGANIZED FOR WEST SIDE RENEWAL AND RICHARD FINE ON
15 JANUARY 11TH, 2007. IN THE TRANSMITTAL TO THE BOARD OF
16 SUPERVISORS, STAFF HAS RECOMMENDED THAT THE BOARD SUSTAIN THE
17 APPROVAL OF THIS PROJECT AS RECOMMENDED BY THE REGIONAL
18 PLANNING COMMISSION AND WE RECOMMEND THAT THE BOARD HEAR
19 TESTIMONY AND STAFF FROM REGIONAL PLANNING AND OTHER COUNTY
20 DEPARTMENTS ARE HERE TO FURTHER ADDRESS ANY QUESTIONS THE
21 BOARD MAY HAVE. THAT CONCLUDES MY PRESENTATION.

22
23 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. ANYBODY ELSE FROM THE
24 STAFF WANT TO MAKE A PRESENTATION?



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1 **RUSSELL FRICANO:** NOT AT THIS POINT.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** NOT AT THIS POINT. ALL RIGHT. WHAT
4 IS THE APPROPRIATE ORDER? SHOULD WE TAKE THE APPLICANT OR THE
5 APPELLANT FIRST?

6

7 **RICK WEISS, COUNSEL:** MR. CHAIRMAN, IT'S REALLY IN YOUR
8 DISCRETION. I KNOW THAT THE APPELLANT HAS REQUESTED TO GO
9 FIRST AND THAT WOULD BE APPROPRIATE. I BELIEVE THE APPLICANT
10 HAS NO OBJECTION TO THAT.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT, THEN, WE HAVE TWO
13 APPELLANTS, DO WE NOT?

14

15 **RICK WEISS, COUNSEL:** YES.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** BUT MY CARDS ARE NOT SEGREGATED AS
18 TO THE TWO APPELLANTS. WHO ARE THE TWO APPELLANTS?

19

20 **RUSSELL FRICANO:** THE APPELLANTS ARE REPRESENTATIVES OF PEOPLE
21 ORGANIZED FOR WEST SIDE RENEWAL AND ALSO RICHARD FINE, WHO
22 REPRESENTS THE MARINA STRAND COUNTY.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** THE MARINA STRAND...

25



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1 **RUSSELL FRICANO:** IT'S A CONDOMINIUM DEVELOPMENT THAT IS
2 WESTERLY OF THE SUBJECT PROPERTY.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. LET'S ASK MR. FINE.
5 THIS IS YOUR LUCKY DAY. YOU'RE FIRST. AND DO YOU HAVE ANY OF
6 YOUR CLIENTS WITH YOU OR THAT YOU WANT TO BRING WITH YOU,
7 THAT'S FINE, TOO. PLEASE HAVE A SEAT. ALL RIGHT. HAVE ALL OF
8 YOU FILLED OUT A CARD AND ASKED TO SPEAK? ARE YOU GOING TO
9 SPEAK FOR ALL OF THEM, MR. FINE?

10

11 **RICHARD FINE:** NO, I'M GOING TO SPEAK FIRST...

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. SO THAT'S THREE MINUTES
14 EACH.

15

16 **RICHARD FINE:** THREE MINUTES EACH, YES. FIRST OF ALL, ON BEHALF
17 OF MY CLIENTS, THE MARINA STRAND COLONY II HOMEOWNERS
18 ASSOCIATION, I'D LIKE TO THANK YOU FOR THE OPPORTUNITY OF
19 BEING ABLE TO ADDRESS YOU AND TO PRESENT THIS APPEAL. LATE--
20 OR EARLY THIS MORNING, WE FAXED A LETTER TO MR. FRICANO, WHO
21 IS I BELIEVE IS ARRANGING, IF HE HASN'T ALREADY, TO HAVE THE
22 LETTER DISTRIBUTED TO YOU SO THAT YOU'LL HAVE A LOT OF OUR
23 PRESENTATION IN WRITING. THE BASIC POINTS OF THE APPEAL ARE
24 PUT FORTH IN BOTH THE APPEAL DOCUMENT, WHICH WAS FILED ON
25 JANUARY 11TH AND THAT HAS A DECEMBER 10TH, 2006 LETTER



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1 ATTACHED TO IT, AS WELL AS THE LETTER DATED MARCH 5TH, 2007,
2 WHICH WILL BE DISTRIBUTED TO YOU IF YOU ALREADY DON'T HAVE IT.
3 I'M GOING TO SUMMARIZE THIS VERY SIMPLY. THIS PROJECT IS A
4 COMBINATION OF TWO THINGS: ONE, IT IS A TREMENDOUS EFFECT UPON
5 THE PEOPLE THAT ARE LIVING IN THE COMMUNITY, COMBINED WITH A
6 VIOLATION OF THE LCP, THE LUP AND THE COUNTY CODE. AND THAT
7 BREAKS DOWN INTO VARIOUS ASPECTS THAT YOU'RE GOING TO SEE IN
8 THE PAPERS BUT PRIMARILY IT COMES DOWN TO SOME OF THE MOST
9 IMPORTANT THINGS. THE MOST IMPORTANT THING IN THE MARINA, AS
10 YOU KNOW RIGHT NOW, IS TRAFFIC AND THE TRAFFIC, WHEN YOU LOOK
11 AT THE BASIC THINGS IN THE TRAFFIC AND YOU LOOK AT THE
12 DEVELOPMENT, THE DEVELOPMENT IN THE MARINA HAS EXCEEDED THE
13 50% LEVEL WHEN YOU LOOK AT THE DEVELOPMENT THAT HAS OCCURRED
14 AND THE DEVELOPMENT THAT IS OCCURRING BASED UPON THE FEBRUARY
15 15TH, 2007 RELEASE THAT CAME FROM, I BELIEVE, THE DEPARTMENT
16 OF BEACHES AND HARBORS. BASED UPON THAT, YOU CANNOT HAVE ANY
17 MORE DEVELOPMENT UNLESS THE PLANS ARE APPROVED AND FUNDED FOR
18 ALL THE ROADWAYS AND EVERYTHING ELSE. THAT HASN'T HAPPENED
19 WITH RESPECT TO THIS PROJECT. THE OTHER THING THAT YOU HAVE
20 WITH RESPECT TO TRAFFIC IS THAT THE E.I.R. WAS BASED UPON 1991
21 AND 1994 STATISTICS. THERE ARE LATER STATISTICS WHICH ARE
22 COMING FROM THE CITY OF LOS ANGELES DEPARTMENT OF
23 TRANSPORTATION. THESE STATISTICS WILL SHOW THAT THE ACTUAL
24 INCREASE IN TRAFFIC SHOWS THAT THERE IS GREATER THAN 3,000 NEW
25 CARS THAT ARE COMING DOWN ON LINCOLN BOULEVARD. THAT RUNS YOU



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1 OVER THE CAP. THAT'S ONE PART OF IT. THE OTHER PART IS THAT,
2 WITH A BUILDING GOING UP THIS HIGH, YOU HAVE LITERALLY CREATED
3 A CAVERN IN THE MARINA WHICH IS ALMOST A HUNDRED-FOOT WALL
4 THAT IS GOING RIGHT UP AGAINST THE 68 HOMEOWNERS THAT ARE NEXT
5 DOOR. BASICALLY, WHAT YOU'VE DONE IS YOU'VE CREATED A SLUM,
6 BECAUSE A HUNDRED-FOOT WALL WITH WIND, DUST, NO SUNLIGHT,
7 YOU'RE IN A SLUM SITUATION, THE CANYONS OF NEW YORK CITY IN
8 LOS ANGELES. I'M GOING TO STOP AT THOSE TWO POINTS BECAUSE
9 THAT IS...

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** IS THE HEIGHT A VIOLATION, IN YOUR
12 OPINION, OF THE PLAN?

13

14 **RICHARD FINE:** NO, THE HEIGHT ITSELF IS NOT A VIOLATION OF THE
15 WAY THAT THE PLAN IS SET UP, BECAUSE THE WAY THE PLAN IS SET
16 UP IS THAT YOU CAN GO 75-- YOU CAN GO 225 FEET UP FROM GRADE
17 BUT WHAT REALLY HAPPENS HERE IS THAT THE ONLY BUILDINGS THAT
18 ARE TALL IN THIS PARTICULAR AREA ARE KINGSWOOD, WHICH IS TO
19 THE NORTH...

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** I JUST WANTED TO ASK-- THE ONLY
22 QUESTION I ASKED YOU, IS DO YOU-- STAFF BELIEVES, AS I
23 UNDERSTAND IT, THAT THE HEIGHT IN THE PLAN IS-- THAT THE PLAN
24 THAT THE DEVELOPER HAS PUT FORWARD IS CONSISTENT WITH A PLAN
25 FOR THE MARINA. DO YOU AGREE WITH THAT?



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1

2 **RICHARD FINE:** IT'S CONSISTENT-- I AGREE BUT-- IT'S CONSISTENT
3 BUT STAFF HAS ALSO STATED THAT IS ALSO INCONSISTENT WITH THE
4 SURROUNDING AREA AND THE ONLY THING THAT YOU HAVE COMING IN IS
5 THAT YOU HAVE A WOOD FIN PROJECT THAT IS ON THE DRAWING BOARDS
6 RIGHT NOW WHICH WOULD PUT UP A 225 FOOT HOTEL, YOU KNOW,
7 SOMEWHERE TO THE EAST OF THIS BUT, RIGHT NOW, THE ONLY THING
8 THAT IS BIGGER THAN THIS IS KINGSWOOD AND THAT'S TO THE NORTH.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** HAS STAFF SAID-- I HAVE TWO
11 QUESTIONS OF THE STAFF. ONE IS ON THE TRAFFIC AND ONE IS WHAT
12 MR. FINE JUST SAID.

13

14 **RUSSELL FRICANO:** I BELIEVE MR. FINE IS QUOTING FROM THE
15 ENVIRONMENTAL DOCUMENT, THE PORTION THAT DEALS WITH SHADING
16 IMPACTS. THERE IS A PROJECT, THE ARCHSTONE THAT IS LOCATE
17 NORTHERLY THAT IS BUILT TO THE MAXIMUM ALLOWED IN THE MARINA
18 LCP. DEVELOPMENT TO THE SOUTH AND TO THE WEST IS LOWER IN
19 HEIGHT. BUT THE PROJECT-- I JUST WANTED TO CLARIFY THE PROJECT
20 IS 75 FEET ABOVE GRADE. THERE ARE ARCHITECTURAL FEATURES THAT
21 ARE 25% THAT ARE DISBURSED ALONG THE ROOF. THIS DOES NOT
22 CREATE A 100-FOOT WALL. IT IS 75 FEET ABOVE GRADE, PRIMARILY.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** DID YOUR STAFF MAKE THE FINDING
25 THAT THE PROJECT WAS INCONSISTENT?



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1

2 **RUSSELL FRICANO:** WE DID NOT.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** DID YOU USE THE WORD INCONSISTENT
5 IN THE ITERATION?

6

7 **RUSSELL FRICANO:** I DON'T BELIEVE WE DID THAT. I DON'T BELIEVE
8 WE USED THE WORD INCONSISTENT THERE.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** CAN I ASK YOU ABOUT THE TRAFFIC?
11 BECAUSE THIS HAS COME UP IN LETTERS THAT WE'VE GOTTEN AND WE
12 MIGHT AS WELL GET IT OUT ON THE TABLE NOW. IS THE TRAFFIC
13 STUDY BASED ON 1991 OR 1994 FIGURES? WHAT ARE THE-- AND, IF
14 NOT, WHEN WERE THE TRAFFIC FIGURES THAT THAT ANALYSIS IS BASED
15 ON GENERATED?

16

17 **JAMES CHON:** MR. CHAIRMAN, THIS IS JAMES CHON WITH DEPARTMENT
18 OF PUBLIC WORKS, L.A. COUNTY. TRAFFIC STUDY FOR THIS PROJECT
19 WAS DONE IN 2005. AUGUST, 2005. IT WAS A BRAND NEW PROJECT
20 BASED ON THE 2005 TRAFFIC COUNTS AND THE...

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** WHOSE COUNTS? WHO DID THE COUNTS?

23



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1 **JAMES CHON:** IT WAS DONE BY THE TRAFFIC CONSULTANT, HIRED BY
2 THE APPLICANT AND IT'S SUPERVISED AND REVIEWED BY THE COUNTY
3 STAFF.

4
5 **SUP. YAROSLAVSKY, CHAIRMAN:** ARE YOU AWARE OF THAT, MR. FINE?

6
7 **RICHARD FINE:** YES, I AM BUT THE-- WHEN I SEE THE FIGURES, WHAT
8 THEY'RE USING IS THEY'RE USING THE DKS STUDY OF 1991, WHICH
9 WAS UPDATED IN 1994, WHICH IS THE BASIS OF WHAT THEY'RE USING
10 AS THEIR PROJECTIONS AS THE GROWTH IN THE COUNTY. AND THAT HAS
11 A .6 GROWTH FIGURE FOR AMBIENT GROWTH WITHIN THE COUNTY, WHICH
12 IS TOTALLY AND COMPLETELY INCORRECT AND IT HAS...

13
14 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. I GET THE PICTURE.
15 WHAT...

16
17 **JAMES CHON:** THAT IS INCORRECT. TRAFFIC STUDY WAS DONE PRETTY
18 MUCH FROM GROUND UP. WE DID NOT RELY ON THE TKS STUDY, AS MR.
19 FINE REFERRED TO. TRAFFIC STUDY WAS BASICALLY BASED ON TRAFFIC
20 COUNTS THAT WERE CONDUCTED IN 2005 AND ALSO WE USED THE
21 AMBIENT GROWTH OF .6%, WHICH IS RECOMMENDED IN THE LOCAL
22 CONGESTION MANAGEMENT PROGRAM TO BE USED TO PROJECT TRAFFIC
23 VOLUMES FOR TRAFFIC IMPACT STUDIES. AND ALSO WE'VE CONSIDERED
24 TO BE CONSERVATIVE KNOWN RELATED PROJECTS TO PROJECT THE
25 FUTURE TRAFFIC VOLUMES TO EVALUATE THIS PROJECT'S IMPACT.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. THANK YOU, MR. FINE.
3 NEXT IS DANIEL HENRY GOTTLIEB.

4

5 **DANIEL HENRY GOTTLIEB:** I'M DANIEL HENRY GOTTLIEB. I'M A
6 PROFESSOR OF MATHEMATICS AND I WOULD GIVE THE GRADE FOR THE
7 E.I.R. AN "F", F.E.I.R. BASED ON THE MATHEMATICAL REASONING.
8 AND WHAT I'M GOING TO DO IS START OUT WITH A SOMEWHAT ABSTRACT
9 PROPOSITION, WHICH I HOPE TO EXPLAIN TO YOU, AND THEN I'LL
10 SHOW YOU EXAMPLES AND, IF YOU APPLY THIS TO MOST OF THE THINGS
11 THAT ARE MENTIONED, YOU'LL SEE THAT THEY FIT INTO THIS KIND OF
12 EXAMPLE. WHAT WE START OUT WITH IS A RIDICULOUS CONCLUSION
13 THAT THE STAFF SETS UP A METHODOLOGY WHICH LEADS TO RIDICULOUS
14 CONCLUSIONS. SORRY. THE COUNTY STAFF APPLIES UNWARRANTED
15 PRECISION TO METHODOLOGY WHICH REACHES RIDICULOUS CONCLUSIONS
16 WHICH-- BY THROWING AWAY TOO MUCH INFORMATION. AND THEN THEY
17 CALCULATE THE NUMBERS INCORRECTLY. NOW, IN THE PARTICULAR
18 EXAMPLE I WANT TO LOOK AT, THE RIDICULOUS CONCLUSION IS THAT
19 THE LAND SOUTH OF THE SHORES PROJECT IS VACANT. EVEN A BIRD
20 CAN TELL IT IS NOT VACANT. YOU DON'T HAVE TO BE A PH.D. IN
21 MATHEMATICS. HOW DID THEY ARRIVE AT THIS? THEY MADE A
22 UNWARRANTED PRECISION. SOUTH BECOMES DUE SOUTH, YOU MEASURE
23 DUE SOUTH, YOU DON'T LOOK ANYWHERE. THE METHODOLOGY IS TO
24 MEASURE DUE SOUTH FOR 500 FEET, ACCORDING TO A HIGH LEVEL
25 STAFF MEMBER WHO TOLD ME THIS, AND THE INCORRECT CALCULATION



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1 IS ARE THESE-- THERE ARE CONDOS, OUR SISTER CONDO IS WITHIN
2 500 FEET FROM ALL DIRECTIONS DUE SOUTH OF THIS. SO THIS IS
3 VERY OBVIOUS AND ONE CAN SEE IT IN THE TRAFFIC STUDY THAT YOU
4 WERE JUST TALKING ABOUT. THE COUNTY HAS SOME VERY SPECIFIC
5 CONCEPT OF .6 AMBIENT GROWTH, WHICH THEY PERSIST AND THEY
6 ACTUALLY ARE DEFENDING STATEMENTS WHICH SAY THAT THE TRAFFIC
7 ALONG LINCOLN BOULEVARD IS GETTING SMALL-- LIGHTER AND LIGHTER
8 BECAUSE PEOPLE AREN'T MOVING INTO THE PLAYA VISTA APARTMENTS
9 OR THINGS LIKE THAT. IN FACT, ANYBODY WHO LIVES THERE KNOWS
10 THAT TRAFFIC GETS HARDER AND HARDER AND WE LOOKED AT THE DATA
11 FROM CALTRANS AND L.A. DOT AND WE CAN SEE THAT THE PERCENTAGE
12 GOING UP OVER THE YEARS IS MORE LIKE 4.6 INSTEAD OF JUST .6
13 AND SO WE HAVE EVIDENCE THAT WAY.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. THANK YOU. WHERE ARE YOU A
16 PROFESSOR? WHICH UNIVERSITY?

17

18 **DANIEL HENRY GOTTLIEB:** I'M A RETIRED PROFESSOR FROM PURDUE
19 UNIVERSITY.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** PURDUE?

22

23 **DANIEL HENRY GOTTLIEB:** I'M A GUEST AT UCLA NOW.

24

25 **SUP. YAROSLAVSKY, CHAIRMAN:** YOU'RE A BOILERMAKER?



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1

2 **DANIEL HENRY GOTTLIEB:** YEAH.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. THANK YOU FOR BEING
5 HERE. EUGENE HABERMAN. MR. HABERMAN. OKAY.

6

7 **EUGENE HABERMAN:** YES, MAY I HAVE A MOMENT TO PUT UP SOME
8 CHARTS BEFORE YOU START COUNTING ME?

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY.

11

12 **EUGENE HABERMAN:** EACH OF YOU, I WROTE A LETTER TO YOU A WEEK
13 AGO AND EACH OF YOU HAVE A COPY OF THAT LETTER AND ATTACHMENTS
14 IN FRONT OF YOU IN CASE YOU CAN'T READ THE CHARTS.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** WHY DON'T YOU SIT DOWN AND USE THE
17 MIKE AND WE'LL START YOUR TIME.

18

19 **EUGENE HABERMAN:** EACH OF YOU HAS A COPY OF A LETTER THAT I
20 WROTE A WEEK AGO THAT HAS COPIES OF THE CHARTS, BUS IT'S
21 PRETTY OBVIOUS THAT YOU WON'T BE ABLE TO READ SOME OF THE
22 CHART INFORMATION. WHAT IS IMPORTANT, THOUGH, IS THE CHART
23 THAT SHOWS THE MARINA. NOW, WE'RE LOOKING AT THE PROJECT HERE
24 AND WE'RE LOOKING AT TRAFFIC ON LINCOLN BOULEVARD PRIMARILY
25 BECAUSE THAT'S WHERE THE STATISTICS COME FROM. WHAT I'M GOING



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1 TO TELL YOU IS YOU KNOW-- YOU KNOW THAT THE TRAFFIC IN THE
2 MARINA AREA IS TERRIBLE AND GROWING WORSE EVERY DAY. I THINK
3 SUPERVISOR YAROSLAVSKY WILL TESTIFY TO WEST SIDE TRAFFIC
4 PROBLEMS. MOST OF THE TRAFFIC IS NOT UNDER YOUR CONTROL. WE
5 RECOGNIZE THAT. IT COMES FROM THE CITY OF LOS ANGELES, IT
6 COMES FROM PLAYA VISTA BUT THE WHEELS ON THE ROAD ARE WHEELS
7 ON THE ROAD REGARDLESS OF WHETHER YOU PUT THE WHEELS ON THE
8 ROAD THROUGH YOUR DEVELOPMENT OR THEY PUT THE WHEELS ON THE
9 ROAD THROUGH THEIR DEVELOPMENT. AND THIS IS WHAT THE PROBLEM
10 IS. NOW, WE TALKED ABOUT THE FLAWS IN THE STUDY, WE TALK ABOUT
11 THE .6%. YOU HAVE CHARTS IN FRONT OF YOU THAT SHOW GROWTH
12 PERCENTAGES THAT ARE 4% AND 6%, SOME OF THEM ARE 5.5% PER
13 MONTH, NOT PER YEAR. THESE ARE FIGURES FROM THE CITY OF LOS
14 ANGELES, THESE ARE FIGURES FROM THE CALTRANS BECAUSE LINCOLN
15 BOULEVARD IS CALTRANS AND THESE ARE THE KINDS OF PROBLEMS THAT
16 WE HAVE. THE NUMBERS-- THE MODEL MAY BE CORRECT BUT THE
17 NUMBERS THAT ARE BEING PUMPED INTO IT ARE INCORRECT. I THINK
18 THE STUDY THAT-- THE TRAFFIC STUDY THAT THE DEVELOPER DID WAS
19 PROBABLY OKAY BUT USING THE GROWTH NUMBERS THAT ARE PRESCRIBED
20 BY THE COUNTY IS NOT OKAY BECAUSE THEY ARE NOT REAL, THEY JUST
21 RECOGNIZE WHAT COMES OUT OF THE MARINA. THE WHOLE TRAFFIC
22 PATTERN ON THE WEST SIDE HAS CHANGED. PEOPLE USE ADMIRALTY WAY
23 AS A SHORTCUT BECAUSE THEY DON'T WANT TO GO TO LINCOLN AND
24 WASHINGTON BECAUSE THAT'S THE THIRD WORST INTERSECTION IN THE
25 WHOLE COUNTY OF LOS ANGELES AND IT'S NOT GOING TO GET ANY



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1 BETTER. THEY ALSO USE GROWTH PROJECTIONS OF NEARBY AREAS. THEY
2 MISSED A THOUSAND UNITS THAT ARE BEING CONSTRUCTED CURRENTLY
3 IN PLAYA VISTA. THEY MISSED 550 UNITS THAT ARE BEING UNDER
4 CONSTRUCTED IN WHAT'S THE NEW LOFT DISTRICT, THE CITY OF L.A.,
5 WHICH IS LOCATED IMMEDIATELY TO THE EAST OF THE
6 LINCOLN/WASHINGTON INTERSECTION AND THERE ARE GOING TO BE
7 1,500 UNITS IN THAT AREA. SO THERE ARE MORE UNITS CURRENTLY
8 UNDERWAY AND PLANNED IN THE CITY PART THAN THE COUNTY PART,
9 AND YOU CAN'T DO ANYTHING ABOUT THAT RIGHT NOW BUT WHAT WE
10 NEED IS A GOOD TRAFFIC STUDY THAT'S DONE BY THE CITY AND THE
11 COUNTY AND THE DEPARTMENT OF TRANSPORTATION THAT TAKES INTO
12 ACCOUNT THE NEW TRAFFIC PATTERNS, THE NEW GROWTH RATES. FOR
13 EXAMPLE, THE RATE THAT'S USED TO COMPUTE THE HOURS, THE
14 TRANSPORTATION DURING THE PEAK HOUR IS NOT ACCURATE. THE
15 DEPARTMENT, THE CHART THAT YOU HAVE THERE SHOWS THAT THE
16 DEPARTMENT OF TRANSPORTATION CHANGED THEIR TRAFFIC GENERATION
17 RATES BY 15% BETWEEN 19-- BETWEEN 2002 AND 2004. SO TRAFFIC
18 MODELS MAY BE PERFECT BUT THE NUMBERS THAT ARE BEING PUT ON
19 ARE IMPERFECT, AND WE ASK YOU TO DO A STUDY BEFORE YOU GO ANY
20 FURTHER TO GENERATE THESE NEW PROJECTS. [APPLAUSE]

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. DANIEL CHRISTY. MR.
23 CHRISTY.

24

25 **DANIEL CHRISTY:** THANK YOU VERY MUCH.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** AND THEN NANCY VERNON MARINO, IS
3 SHE HERE, WILL BE NEXT. GO AHEAD, MR. CHRISTY.

4

5 **DANIEL CHRISTY:** GOOD AFTERNOON. MY NAME IS DANIEL CHRISTY AND
6 I'M A 20-YEAR RESIDENT OF THE MARINA DEL REY. I WILL ATTEMPT
7 NOT TO BE REDUNDANT AND TALK ABOUT THE TRAFFIC AND THE TRAFFIC
8 CONGESTION, ALTHOUGH I MEANT TO DO SO, BECAUSE IT'S BEEN
9 COVERED ALREADY SEVERAL TIMES. I WOULD LIKE, HOWEVER, TO BRING
10 YOUR ATTENTION TO THE FACT AND PUT THIS WHOLE PROJECT IN THE
11 PERSPECTIVE IT BELONGS INTO. I THINK WE'RE ALL STILL-- WE ALSO
12 HAVE FRESH IN OUR MEMORY THE EVENTS OF 9/11 AND THE
13 DESTRUCTION OF THE TWIN TOWERS IN NEW YORK. WELL, LADIES AND
14 GENTLEMEN, ACCORDING TO A STUDY THAT WAS DONE BY THE NEW
15 JERSEY INSTITUTE OF TECHNOLOGY, IT TOOK 25,000 TRUCKLOADS TO
16 REMOVE ALL THE RUBBLE OF THE TWIN TOWERS, WHICH WAS LOCATED IN
17 APPROXIMATELY 17 ACRES OF PROPERTY. THIS PROJECT HERE THAT WE
18 ARE LOOKING AT, THAT THE APPLICANT IS PROPOSING, IS BASED ON I
19 BELIEVE 6.7 ACRES OF PROPERTY, AND THEY'RE PROPOSING TO HAVE
20 SOMETHING LIKE 5,430 TRUCKLOADS MOVE IN AND OUT OF THAT AREA.
21 NOW, THAT IS ABOUT 25% OF THE TRUCKLOADS USED TO CLEAR THE
22 TWIN TOWERS' RUBBLE. THAT IS THE SIZE OF THIS PROJECT. AND I
23 ASK YOU, CAN THE MARINA SUSTAIN SOMETHING LIKE THIS? WHAT IS
24 GOING TO HAPPEN TO ROADS? WHAT IS GOING TO HAPPEN TO THE



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1 ENVIRONMENT? WHAT IS GOING TO HAPPEN TO THE RESIDENTS IN THE
2 AREA? THANK YOU.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU, MR. CHRISTY. [APPLAUSE
5]

6

7 **SUP. YAROSLAVSKY, CHAIRMAN:** MS. MARINO.

8

9 **NANCY VERNON MARINO:** HI, MY NAME IS NANCY VERNON MARINO AND I
10 AM AN 18-YEAR RESIDENT OF MARINA DEL REY. THE FINAL E.I.R.,
11 THIS LOVELY LITTLE DOCUMENT HERE, WHICH I RECEIVED THIS
12 MORNING, DUE TO DIFFICULTIES IN ACCESSING THIS ONLINE, I THINK
13 I MENTIONED THAT EARLIER IN MY PUBLIC COMMENTS, IT DOES NOT
14 HAVE MY LETTER TO DR. FRICANO OF DECEMBER 2006, WHICH WAS
15 APPROXIMATELY A THREE-PAGE EMAIL RAISING QUITE A FEW DIFFERENT
16 CONCERNS. I'M AFRAID I DON'T HAVE A COPY OF THAT LETTER WITH
17 ME TODAY. HOWEVER, DR. FRICANO DID ACKNOWLEDGE ITS RECEIPT AND
18 HE FURTHER REPLIED TO SOME OF ITS CONTENTS ON JANUARY 7TH AND
19 IN LATER COMMUNICATIONS, SO I DO HAVE CERTAIN KNOWLEDGE THAT
20 IT WAS RECEIVED BY-- OR IT SHOULD BE PART OF THE PUBLIC
21 RECORD. IT MAKES ME WONDER WHAT ELSE MIGHT BE MISSING FROM THE
22 PUBLIC COMMENTS HERE. I ONLY HAD A CHANCE TO FIND OUT THAT IT
23 WAS MISSING THIS MORNING BECAUSE OF THE DIFFICULTY IN
24 ACCESSING THE DOCUMENT. THE-- THIS WAS ANOTHER THING THAT WAS
25 NOT AVAILABLE ONLINE. THIS WAS HANDED TO ME THIS MORNING, 62



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1 PAGES OF FINDINGS OF FACT AND STATEMENT OF OVERRIDING
2 CONSIDERATIONS REGARDING THE SHORES APARTMENT COMMUNITY
3 PROJECT. THIS, I WAS TOLD BECAME AVAILABLE, I'M TRYING TO
4 REMEMBER IF IT WAS YESTERDAY OR EARLY THIS MORNING BUT THEY
5 HANDED IT TO ME, THIS JUST CAME OUT AND YET I WAS TOLD BY DR.
6 FRICANO THAT THIS IS INDEED PART OF THE FINAL E.I.R. REPORT.
7 SO, IN THE LAST HOUR AND A HALF, I'VE HAD THE PLEASURE OF
8 TRYING TO GET THROUGH ALL OF THIS IN ORDER TO TRY TO HAVE SOME
9 INTELLIGENT RESPONSE TO THIS PROJECT. I THINK THERE ARE SOME
10 VERY DISTINGUISHED PROFESSIONALS HERE WHO HAVE BROUGHT TO YOUR
11 ATTENTION OMISSIONS, BOTH OF-- EXCUSE ME, ERRORS OF OMISSION
12 AND ERRORS OF FACT WITH THE UNDERLYING FACTS AND FIGURES USED
13 TO DETERMINE WHAT KIND OF DEVELOPMENT CAN GO HERE. THIS IS NOT
14 UNIQUE TO THIS PROJECT. IN FACT, IT GOES TO ALL PROJECTS IN
15 MARINA DEL REY AND THE PUBLIC HAS BEEN TRYING TO CALL THE
16 ATTENTION OF THE SUPERVISORS TO THE NEED FOR ACCURATE DATA,
17 NUMBER ONE, AND A MASTER PLAN TO INCORPORATE THIS DATA IN
18 MAKING THESE DETERMINATIONS SO THAT REDEVELOPMENT DOES NOT END
19 UP CHOKING THE MARINA AND DESTROYING THE VERY THING THAT MAKES
20 IT ATTRACTIVE, BOTH TO THE PEOPLE WHO LIVE THERE, TO THE
21 RESIDENTS OF LOS ANGELES COUNTY WHO COME AND ENJOY THE AREA
22 AND ALSO TO VISITORS FROM ACROSS THE COUNTRY AND AROUND THE
23 WORLD WHO FIND THE BEAUTY OF MARINA DEL REY AND ITS PEACEFUL,
24 RELAXED ATMOSPHERE VERY ATTRACTIVE. SO I WOULD LIKE TO SAY
25 THAT THIS PROJECT IS MAYBE PUTTING THE CART BEFORE THE HORSE,



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1 THAT SOME OTHER CONSIDERATIONS SHOULD BE OVERRIDING. NUMBER
2 ONE WOULD BE THE FACTS UNDERLYING THE CALCULATIONS. THANK YOU.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. ALL RIGHT. THANK YOU,
5 ALL. ARE THERE ANY QUESTIONS OF THIS PANEL? IF NOT, OKAY,
6 THANK YOU. NEXT, I'M GOING TO CALL FOUR AT A TIME, BEN BEACH,
7 DEANNA KITAMURA, SUSANNE BROWNE, YASMIN TONG. MR. BEACH, HOW
8 DO YOU WANT TO HANDLE THIS?

9

10 **BEN BEACH:** IF MISS BROWN COULD GO FIRST.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** THAT'S FINE.

13

14 **BEN BEACH:** THANK YOU.

15

16 **SUSANNE BROWNE:** GOOD AFTERNOON. MY NAME IS SUSANNE BROWNE AND
17 I'M AN ATTORNEY WITH THE LEGAL AID FOUNDATION OF LOS ANGELES.
18 I'M HERE TODAY ON BEHALF OF OUR CLIENT, PEOPLE ORGANIZED FOR
19 WEST SIDE RENEWAL, AND OUR COLLEAGUES AT THE WESTERN CENTER ON
20 LAW AND POVERTY. YOU WILL HEAR TESTIMONY TODAY IN SUPPORT OF
21 OUR APPEAL FROM LEGAL AID, WESTERN CENTER, ONE OF OUR ECONOMIC
22 FEASIBILITY CONSULTANTS, YASMINE TONG AND COMMUNITY MEMBERS
23 RESIDING IN THE MARINA. BEFORE WE BEGIN DISCUSSING THE
24 SUBSTANCE OF OUR APPEAL, WE WOULD LIKE TO FORMALLY REQUEST A
25 CONTINUANCE AT THIS TIME FOR THE FOLLOWING REASONS: FOUR



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1 BUSINESS DAYS AGO, WE RECEIVED A 50-PAGE FEASIBILITY STUDY
2 FROM THE APPLICANT FOR THE VERY FIRST TIME. TWO BUSINESS DAYS
3 AGO, WE RECEIVED KAISER MARSTON'S REVIEW OF THIS FEASIBILITY
4 STUDY FOR THE COUNTY FOR THE VERY FIRST TIME. YESTERDAY
5 EVENING AT APPROXIMATELY 5:00 P.M., THE COUNTY SHARED WITH US
6 THE APPLICANT'S REPLY TO OUR APPEAL FOR THE VERY FIRST TIME
7 AND THIS REPLY IS ABOUT THE SIZE OF A PHONE BOOK. WE HAVE NOT
8 HAD AMPLE TIME TO REVIEW ANY OF THESE DOCUMENTS. WHILE OUR
9 EXPERTS HAVE SPENT NEARLY 30 HOURS REVIEWING THE TWO
10 FEASIBILITY STUDIES WE'VE RECEIVED IN THE LAST FEW DAYS, THERE
11 REMAINS A GREAT DEAL OF ADDITIONAL ANALYSIS THAT NEEDS TO TAKE
12 PLACE. FINALLY, AT THE C.A.O.'S REQUEST, WE MET YESTERDAY WITH
13 THE C.A.O. AND MANY OTHER COUNTY DEPARTMENT HEADS AND, WHILE
14 WE APPRECIATED THE OPPORTUNITY TO MEET WITH THE C.A.O. FOR THE
15 FIRST TIME, THAT MEETING TOOK AWAY CRUCIAL HOURS OF
16 PREPARATION TIME FOR US TO RESPOND TO THE NEW SUBMISSIONS AND
17 PREPARE FOR TODAY'S HEARINGS. IN ORDER FOR OUR APPEAL TO BE
18 HEARD IN A MEANINGFUL MATTER BY THIS BOARD, WE SIMPLY NEED
19 MORE TIME TO REVIEW THESE NEW DOCUMENTS AND REPLY. WE
20 RESPECTFULLY REQUEST THAT THE BOARD GRANT US A CONTINUANCE FOR
21 A MINIMUM OF ONE WEEK SO THAT WE HAVE AMPLE TIME TO RESPOND TO
22 THESE NEW SUBMISSIONS AND ANALYSIS. THANK YOU FOR YOUR
23 CONSIDERATION OF OUR REQUEST. SHOULD THE BOARD, FOR SOME
24 REASON DENY OUR REQUEST FOR A CONTINUANCE, I'D LIKE TO WAIVE



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1 THE REMAINDER OF MY TIME TO BEN BEACH FROM LEGAL AID. THANK
2 YOU.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** CAN I ASK YOU A QUESTION, MS.
5 BROWN? WHEN DID YOU MAKE THE REQUEST FOR THE INFORMATION THAT
6 YOU GOT LAST NIGHT?

7

8 **SUSANNE BROWNE:** WE FIRST-- YOU MEAN WHEN DID WE FIRST ASK FOR
9 A CONTINUANCE?

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** NO. THE INFORMATION THAT YOU GOT
12 LATE LAST NIGHT.

13

14 **SUSANNE BROWNE:** WHEN WE WERE AT THE MEETING WITH THE C.A.O.?

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** NO. MY QUESTION IS, WHEN DID YOU
17 ASK FOR THE INFORMATION THAT YOU GOT LAST NIGHT? HOW LONG AGO
18 DID YOU ASK FOR THAT?

19

20 **BEN BEACH:** SUPERVISOR, IF I COULD RESPOND BRIEFLY JUST-- BEN
21 BEACH FROM LEGAL AID FOUNDATION OF LOS ANGELES. WE FIRST MADE
22 THE REQUEST THE MOMENT THAT WE BECAME AWARE OF THAT
23 INFORMATION'S EXISTENCE.

24

25 **SUP. YAROSLAVSKY, CHAIRMAN:** WHEN WAS THAT?



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1

2 **BEN BEACH:** ON THE 22ND. WE WERE INFORMED ON THE 22ND THAT A
3 FEASIBILITY ANALYSIS HAD BEEN PERFORMED FOR THE COUNTY AND
4 THAT'S THE POINT.

5

6 **SUSANNE BROWNE:** HE'S TALKING ABOUT THE APPLICANT'S REPLY.

7

8 **BEN BEACH:** I'M SORRY?

9

10 **SUSANNE BROWNE:** I THINK YOU WERE ASKING ABOUT THE APPLICANTS'
11 REPLY, WHICH WE DIDN'T KNOW THAT THAT DOCUMENT EXISTED
12 UNTIL...

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** NO, I KNOW, YOU INDICATED YOU GOT
15 AN APPLICANTS' REPLY LATE YESTERDAY AND YOU HAVEN'T HAD TIME
16 TO ADEQUATELY GO THROUGH IT. FAIR ENOUGH. MY QUESTION TO YOU
17 IS WHEN DID YOU ASK FOR THE INFORMATION?

18

19 **SUSANNE BROWNE:** FOR THE APPLICANTS' REPLY?

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** YES.

22

23 **SUSANNE BROWNE:** WE DIDN'T KNOW IT EXISTED BUT-- SO...

24



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** NO, WHY DID HE REPLY? WHY DID HE
2 GIVE YOU ANYTHING LAST NIGHT AT 5:00?

3

4 **SUSANNE BROWNE:** ACTUALLY, HE DIDN'T GIVE IT TO US. THE COUNTY,
5 A MEMBER OF THE COUNTY DID, COUNTY COUNSEL, AT THE MEETING WE
6 WERE AT LAST NIGHT.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** I'M CONFUSED, I'M SORRY, AND I'M
9 TRYING TO HELP BUT YOU'RE NOT-- I DON'T THINK I'M MAKING
10 MYSELF UNDERSTOOD. THAT'S ALL RIGHT.

11

12 **SUSANNE BROWNE:** WE'VE BEEN ASKING FOR THE FEASIBILITY STUDIES
13 SINCE-- FOR MANY, MANY-- WHEN DID NEIL FIRST ASK FOR IT?
14 MONTHS AGO BECAUSE WE ASSUMED THAT THERE HAD TO BE A
15 FEASIBILITY STUDY UNDERLYING THE PROJECT AND WE WERE TOLD THAT
16 SOMETHING EXISTED AND THAT WE WOULD GET IT AND WE HAVE RENEWED
17 OUR REQUEST MULTIPLE TIMES AND THE FIRST TIME WE GOT ANYTHING
18 WAS FOUR BUSINESS DAYS AGO FOR THE FIRST OF THE TWO
19 FEASIBILITY STUDIES AND THEY'RE DATED LAST WEEK. AND THEN, TWO
20 DAYS AFTER THAT, WE GET THE KMA REVIEW OF THE APPLICANT'S
21 FEASIBILITY STUDY, AND IT'S A LOT OF ANALYSIS TO GO THROUGH.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** AND THIS IS A FEASIBILITY STUDY OF
24 WHAT? FEASIBILITY OF WHAT?

25



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1 **SUSANNE BROWNE:** OF AFFORDABLE HOUSING AT THE PROJECT, WHICH IS
2 THE BASIS FOR OUR APPEAL.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** AND WHO HAD THIS-- WHO HAD THESE
5 TWO FEASIBILITY STUDIES?

6

7 **SUSANNE BROWNE:** ONE WAS THE APPLICANTS AND THE SECOND WAS DONE
8 BY KAISER MARSTON & ASSOCIATES, WHO IS THE COUNTY'S CONSULTANT
9 AND THEY ARE BOTH DATED LAST WEEK. WE DON'T KNOW IF THEY WERE
10 IN EXISTENCE BEFORE THAT AND WE'RE JUST RECEIVING THEM OR IF
11 THEY WERE REALLY JUST PRODUCED LAST WEEK IN PREPARATION FOR
12 THE HEARING.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** AND WHICH DEPARTMENT OF THE COUNTY
15 HAD THOSE STUDIES? WAS IT THE PLANNING DEPARTMENT OR THE
16 BEACHES AND HARBORS DEPARTMENT? WHO HAD THEM? YOU SAY YOU GOT
17 THEM FROM THE COUNTY, NOT THE DEVELOPER.

18

19 **SUSANNE BROWNE:** WE GOT ONE-- WERE THEY BOTH EMAILED TO US BY
20 THE COUNTY? OH. ACTUALLY, WE WERE GIVEN THOSE DOCUMENTS BY
21 VIVIAN FROM YOUR OFFICE. SHE EMAILED THEM TO US LAST WEEK.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. THAT'S FINE. THEY'RE PUBLIC
24 DOCUMENTS, GLORIA.

25



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1 **SUP. MOLINA:** THE SIMPLICITY OF THE QUESTION WE'RE TRYING TO
2 GET TO...

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** I KNOW, I KNOW. WHERE IS BEACHES
5 AND HARBORS? CAN YOU GET UP HERE, STAN?

6

7 **SUP. MOLINA:** THEY SHOULD GIVE THEM THE INFORMATION, THAT'S THE
8 PROBLEM. THEY'VE BEEN ASKING FOR IT BUT WHEN DID THEY ASK?
9 THEY STILL HAVEN'T ANSWERED THE QUESTION.

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL I'M TRYING TO DO, I THINK
12 WE'RE ON THE SAME PAGE HERE, ALL I'M TRYING TO DO IS IF THEY
13 ASK FOR SOME INFORMATION THAT YOU HAD IN YOUR POSSESSION AND
14 THEY ONLY GOT IT YESTERDAY, THEN THEIR REQUEST FOR A DELAY IS
15 JUSTIFIED. IF, ON THE OTHER HAND, THEY ASKED-- THEY NEVER
16 ASKED FOR IT UNTIL TWO DAYS AGO AND YOU GOT IT TO THEM WITHIN
17 24 HOURS, THEN IT'S THEIR PROBLEM, THEIR FAULT, NOT OUR FAULT.
18 THAT'S WHAT I'M TRYING TO FIND OUT, IS DID WE HAVE THIS
19 INFORMATION? SHE SAYS THEY WERE ASKING FOR IT FOR MONTHS.

20

21 **STAN WISNIEWSKI:** THE TWO FEASIBILITY-- THE ONE THAT WAS DONE
22 BY THE APPLICANT WAS FINISHED-- JIM, WHAT WAS THE DATE ON
23 THAT?

24

25 **SUP. YAROSLAVSKY, CHAIRMAN:** INTRODUCE YOURSELF, PLEASE.



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1

2 **STAN WISNIEWSKI:** I'M SORRY, I'M STAN WISNIEWSKI, DIRECTOR OF
3 L.A. COUNTRY BEACHES AND HARBORS. THE DATE OF THE LESSEE'S
4 REPORT WAS FEBRUARY 27 AND THEN I BELIEVE JIM RABY OF KAISER
5 MARSTON, WHO IS THE COUNTY'S CONSULTANT, SUBSEQUENTLY DID HIS
6 ANALYSIS, AND THAT DATE WAS?

7

8 **JAMES RABY:** JAMES RABY, KAISER MARSTON. OUR REPORT WAS
9 SUBMITTED TO THE C.A.O.'S OFFICE AND BEACHES AND HARBORS ON
10 THE 27TH.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** AND WHAT WAS THE PURPOSE OF THE
13 DOCUMENT THAT YOU SUBMITTED TO THEM ON THE 22ND AND THE 27TH,
14 OR THAT WAS SUBMITTED TO YOU? WHAT WAS THE PURPOSE OF THOSE
15 DOCUMENTS? WHAT WAS THE PURPOSE OF THE FEASIBILITY ANALYSIS?
16 WHO ASKED FOR THEM? ARE THEY REQUIRED BY LAW? ARE THEY
17 SOMETHING YOU ASKED FOR?

18

19 **STAN WISNIEWSKI:** OKAY, COUNSEL.

20

21 **RICHARD WEISS:** MR. CHAIRMAN, COULD I TRY THAT ONE, PLEASE?

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** SURE.

24



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1 **RICHARD WEISS:** WE ARE OF THE OPINION THAT THERE'S NO LEGAL
2 REQUIREMENT FOR A FEASIBILITY STUDY. WHEN THE COMMISSION
3 CONSIDERED THIS PROJECT, IT HEARD ECONOMIC TESTIMONY REGARDING
4 THE FEASIBILITY OF THE INCLUSIONARY REPLACEMENT UNITS AND IT
5 MADE A DETERMINATION THAT THE SET ASIDE FOR BOTH WAS
6 REASONABLE. IN RESPONSE TO THE APPEAL BY POWER, THE APPLICANT
7 DETERMINED THAT IT WOULD BE HELPFUL TO PRODUCE A FEASIBILITY
8 ANALYSIS THAT SET FORTH IN MORE DETAIL THE ECONOMIC
9 CONCLUSIONS WHICH STAFF AND THE PLANNING COMMISSION HAD BEEN
10 HEARING GENERALLY ABOUT, EVEN WHEN THE CASE WAS PENDING BEFORE
11 THE PLANNING COMMISSION. IT'S MY UNDERSTANDING THAT THE MAXIMA
12 STUDY, WHICH WAS COMMISSIONED BY THE APPLICANT, WAS NOT DONE
13 UNTIL LAST WEEK AND KAISER MARSTON DID A QUICK REACTION TO IT.
14 THOSE DOCUMENTS WERE NOT SITTING AROUND AVAILABLE FOR MONTHS,
15 THEY WERE JUST PREPARED.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. WELL, THEN, HERE'S MY
18 QUESTION. THIS ITEM WAS SCHEDULED TO BE ON OUR CALENDAR LAST
19 WEEK. WHAT WAS LAST TUESDAY'S DATE? FEBRUARY 28TH? 27TH? 27TH.
20 IT WAS SCHEDULED TO BE ON THE AGENDA FEBRUARY 27TH AND ONLY
21 BECAUSE TWO OF OUR MEMBERS WERE SCHEDULED TO BE IN WASHINGTON
22 THAT TUESDAY WE PUT THIS OVER BECAUSE WE HAD A SHORT BOARD,
23 AND-- BUT-- AND THAT WAS DONE LATE IN THE GAME. IT WAS A LAST--
24 - A FEW DAYS BEFORE TUESDAY THAT THAT WAS POSTPONED. SO, AS
25 FAR AS THE APPLICANT WAS CONCERNED, THIS ITEM WAS COMING UP ON



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1 FEBRUARY 27TH AND YOU'RE TELLING ME THAT ONE OF THE
2 FEASIBILITY ANALYSES WAS DATED FEBRUARY 27TH AND THE OTHER ONE
3 WAS DATED FEBRUARY 22ND, FIVE DAYS BEFORE THE SCHEDULED DATE
4 OF THIS HEARING?

5

6 **SPEAKER:** THAT'S CORRECT.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** AND LET ME ASK YOU A QUESTION. HOW
9 FAST DO YOU THINK I READ? THESE LAWYERS, THEY TOOK EVELYN
10 WOOD. I'M A SLOW READER. HOW MUCH DO YOU THINK I CAN READ THE
11 NIGHT BEFORE OR THE DAY OF THE HEARING? FORGET THEM. YOU MAY
12 NOT CARE ABOUT WHAT THEY THINK BUT HOW ABOUT THE DECISION
13 MAKER? IF WE WERE SCHEDULED TO HAVE THIS ON FEBRUARY 27TH,
14 THIS HEARING, WHICH WE WERE AND, AT THE TIME THIS WAS
15 SCHEDULED, YOU DIDN'T HAVE THE FEASIBILITY ANALYSES, EITHER
16 ONE OF THEM, BECAUSE IT WAS SCHEDULED WEEKS AGO, I JUST-- I
17 DON'T KNOW WHETHER THERE'S A LEGAL REQUIREMENT OR IF THERE'S
18 NOT A LEGAL REQUIREMENT BUT IT JUST-- IT'S JUST COMMON
19 COURTESY. WHY WOULD YOU JAM THIS THING THIS WAY? I DON'T KNOW
20 THAT THERE'S ANYTHING IN THE FEASIBILITY ANALYSIS THAT'S GOING
21 TO TUBE THIS PROJECT OR NOT TUBE THIS PROJECT BUT YOU RAISE
22 EVERYBODY'S SUSPICIONS BY DOING IT THIS WAY. SO-- I DON'T NEED
23 TO SAY ANY MORE THAN THAT. THANK YOU. WHO'S NEXT? MR. BEACH?
24 HOW DO YOU WANT TO HANDLE THIS?

25



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1 **BEN BEACH:** IT DOESN'T SOUND AS THOUGH THE BOARD HAS PASSED ON
2 THE QUESTION WHETHER TO GRANT A CONTINUANCE OR NOT.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** NO. THE BOARD ISN'T GOING TO DO
5 ANYTHING UNTIL WE'RE DONE WITH THE PUBLIC HEARING, SO DON'T
6 EXPECT ANY DECISIONS UNTIL THEN.

7

8 **BEN BEACH:** OKAY. THANK YOU VERY MUCH, SUPERVISOR.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** I'M ONLY ONE BOARD MEMBER SO...

11

12 **BEN BEACH:** BEN BEACH, THANK YOU VERY MUCH, SUPERVISOR.
13 APPRECIATE IT. BEN BEACH FROM LEGAL AID FOUNDATION OF LOS
14 ANGELES HERE ON BEHALF OF THE PEOPLE ORGANIZED FOR WEST SIDE
15 RENEWAL, THE APPELLANT. I'M HERE TO DISCUSS THE PORTION OF
16 POWER'S APPEAL RELATING TO THE MELLO ACT'S INCLUSIONARY
17 HOUSING REQUIREMENT. THE MELLO ACT REQUIRES NEW HOUSING
18 DEVELOPMENTS IN THE COASTAL ZONE TO INCLUDE AFFORDABLE HOUSING
19 WHERE FEASIBLE. THAT IS, CONTRARY TO THE DEVELOPER'S
20 ASSERTIONS, THE MELLO ACT REQUIRES DEVELOPMENT PROJECTS TO
21 INCLUDE AFFORDABLE UNITS IF IT IS FEASIBLE FOR THEM TO DO SO.
22 THE QUESTION THEREFORE BEFORE YOU TODAY IS WHETHER THE R.P.C.
23 DECISION TO REQUIRE 17 VERY LOW INCOME UNITS AT THIS 544-UNIT
24 PROPERTY IS A PROPER APPLICATION OF THIS STANDARD BY REQUIRING
25 THE DEVELOPER TO PROVIDE THE AMOUNT OF INCLUSIONARY HOUSING



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1 THAT WAS FEASIBLE FOR THE DEVELOPER TO PROVIDE. THE MELLO
2 ACT'S DEFINITION OF FEASIBLE IS ADMITTEDLY BROAD. IT ALLOWS
3 DECISION MAKERS TO CONSIDER ECONOMIC, ENVIRONMENTAL, TECHNICAL
4 AND SOCIAL FACTORS. AS WITH MANY OF THE OTHER MELLO ACT CASES,
5 WITH WHICH WE'RE FAMILIAR, THE ANALYSIS BY THE APPLICANT, BY
6 THE COUNTY AND BY OURSELVES TENDS TO FOCUS ON ECONOMIC
7 CONSIDERATIONS AND WHERE IT'S DETERMINED THAT A PARTICULAR
8 LEVEL OF INCLUSIONARY HOUSING IS, IN FACT, FEASIBLE, UNDER THE
9 ACT'S DEFINITION, REQUIRING A DEVELOPER TO PROVIDE LESS THAN
10 THAT AMOUNT FAILS TO SATISFY THE MELLO ACT'S BASIC
11 INCLUSIONARY REQUIREMENT. NOW, COUNSEL FOR THE DEVELOPER HAS
12 OFFERED, IN HIS WRITTEN SUBMISSION, AN INTERESTING BUT
13 ULTIMATELY MISLEADING DISCUSSION OF THE REQUIREMENT. UNDER HIS
14 READING, THE MELLO ACT EFFECTIVELY DOESN'T REQUIRE ANY
15 CONSIDERATION OF WHAT'S FEASIBLE, BASED ON A TORTURED READING
16 OF THE LEGISLATIVE HISTORY OF THE ACT. UNDER HIS APPROACH, A
17 DEVELOPMENT PROJECT THAT COULD FEASIBLY PROVIDE 100 UNITS OF
18 INCLUSIONARY HOUSING WOULD SATISFY THE ACT BY SIMPLY PROVIDING
19 ONE UNIT OF SUCH HOUSING AND THAT'S PLAINLY WHAT'S NOT
20 REQUIRED. THE RECORD BEFORE YOU INDICATES THAT WHAT THE RPC
21 REQUIRED IS SIGNIFICANTLY LESS THAN WHAT IT IS FEASIBLE FOR
22 THE DEVELOPER TO PROVIDE AND THAT BOTH MORE AFFORDABLE HOUSING
23 AND LESS COUNTY SUBSIDY ARE FEASIBLE AT THIS PROJECT. THERE
24 ARE THREE PRIMARY REASONS THAT WE SAY THIS. THE FIRST IS THAT
25 THE EVIDENCE THAT WAS CONSIDERED BY THE RPC IN RENDERING ITS



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1 DECISION DID NOT INCLUDE FEASIBILITY. THE RPC CHAIR WAS CLEAR
2 THAT THE COMMISSION ITSELF WOULD REFUSE TO CONSIDER
3 FEASIBILITY AS A CONSIDERATION IN MAKING ITS DETERMINATION, SO
4 WE KNOW THAT, ON THE RECORD, THAT WAS CONSIDERED BY THE RPC,
5 FEASIBILITY WAS NOT A FACTOR. THE SECOND REASON THAT WE
6 BELIEVE THE COUNTY IS BEING SHORT-- AND THE PEOPLE ARE BEING
7 SHORTCHANGED IN TERMS OF WHAT'S FEASIBLE IS THAT THE RPC
8 REQUIRED FEWER UNITS THAN THE APPLICANT HAD PREVIOUSLY OFFERED
9 TO PROVIDE IN ITS APRIL 10 LETTER, WHICH WAS 26 VERY LOW
10 INCOME UNITS. THAT WAS A LETTER SUBMITTED TO THE COUNTY. AND
11 THEN, FINALLY, THE THIRD REASON THAT WE SAY THAT THE COUNTY
12 AND THE PEOPLE ARE BEING SHORTCHANGED IN TERMS OF WHAT'S
13 FEASIBLE IS THAT OUR OWN ECONOMIC CONSULTANT, DR. NEIL MAYER,
14 HAS PREPARED AN ECONOMIC ANALYSIS THAT SHOWS THIS IS THE CASE
15 AND OUR CONSULTANT, YASMINE TONG, WILL DISCUSS DR. MAYER'S
16 ANALYSIS. THANK YOU.

17
18 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT, THANK YOU, MR. BEACH.
19 MS. TONG?

20
21 **YASMINE TONG:** MY NAME IS YASMINE TONG. I'M AN AFFORDABLE
22 HOUSING DEVELOPMENT CONSULTANT HERE IN LOS ANGELES. I HAVE
23 AROUND 20 YEARS' EXPERIENCE IN THE FIELD AND HAVE FINANCED
24 SOMETHING LIKE A BILLION DOLLARS OF TRANSACTIONS NATIONWIDE. I



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1 SHOULD ALSO SAY THAT FAITH KIRKPATRICK IS YIELDING TIME FOR MY
2 TESTIMONY. FAITH KIRKPATRICK IS WITH POWER.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY.

5

6 **YASMINE TONG:** I HAVE BEEN ASKED TO COMMENT ON THE FINANCIAL
7 FEASIBILITY OF THE PROPOSED DEL REY SHORES DEVELOPMENT. THE
8 DEVELOPER ASSERTS THAT ONLY 54 AFFORDABLE UNITS CAN BE
9 PROVIDED. THAT'S 37 REPLACEMENT UNITS SET ASIDE FOR MODERATE
10 INCOME HOUSEHOLDS AND 17 INCLUSIONARY UNITS SET ASIDE FOR VERY
11 LOW INCOME HOUSEHOLDS. WITH DR. NEIL MAYER, A REAL ESTATE
12 ECONOMIST ADVISING THE WESTERN CENTER AND LEGAL AID, I'VE
13 REVIEWED THE DEVELOPER'S FEASIBILITY ANALYSIS AND DETERMINED
14 OTHERWISE. THE STATE'S MELLO ACT ASSERTS THAT NEW HOUSING
15 DEVELOPMENT SHALL, WHERE FEASIBLE, PROVIDE HOUSING UNITS FOR
16 PERSONS OF LOW OR MODERATE INCOME. SO THE QUESTION OF HOW WE
17 DEFINE FINANCIAL FEASIBILITY IS REALLY WHAT WE'RE DEBATING
18 HERE TODAY. WE'RE SUBMITTING A LETTER WHICH DETAILS THE
19 METHODOLOGY BEHIND OUR FINANCIAL ANALYSIS BUT I WOULD LIKE TO
20 PROVIDE A BRIEF SUMMARY, EXPLANATION AND JUSTIFICATION OF HOW
21 OUR FEASIBILITY CONCLUSIONS DIFFER FROM THE COUNTY'S AND THE
22 DEVELOPERS'. FINANCIAL CONSULTANTS FOR THE COUNTY AND THE
23 DEVELOPER HAVE BOTH CONCLUDED THAT SETTING ASIDE MORE THAN 54
24 AFFORDABLE UNITS OR CHANGING THE MIX TO INCREASE THE NUMBER OF
25 VERY LOW INCOME UNITS WOULD BE UNFEASIBLE. THESE CONSULTANTS



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1 HAVE ASSUMED A 7% RETURN ON COST, A GROUND LEASE CREDIT FROM
2 THE COUNTY OF 11.05 MILLION DOLLARS AND THE SAME TOTAL
3 DEVELOPMENTAL COSTS. THEY HAVE ALSO USED 2006/2007 RENT AND
4 EXPENSE LEVELS TO CALCULATE THE RETURN ON COST. WE DISAGREE ON
5 THREE MAIN POINTS. THE FIRST IS TIMING. THE DEVELOPER'S
6 CONSULTANT BASED ITS RETURN ON COST CALCULATION ON 2006 RENT
7 LEVELS PROVIDED BY THE COUNTY AND ALSO THIS 11-MILLION-DOLLAR
8 GROUND LEASE CREDIT AND A 7% RETURN ON COSTS AND THAT'S ALL
9 BASED ON FULLY STABILIZED PROJECT IN TODAY'S DOLLARS. HOWEVER,
10 THE DEVELOPER'S OWN PROJECTIONS ASSUME THAT THE PROJECT
11 DOESN'T ACHIEVE STABILIZED OCCUPANCY UNTIL 2010, WHICH IS
12 CONSISTENT WITH OUR EXPECTATIONS. WHEN YOU CALCULATE THE
13 PROJECT'S INCOME USING THE DEVELOPERS ASSUMPTIONS, THE 2010
14 RETURN ON COST IS 8.2%, NOT 7%. THE DIFFERENCE BETWEEN A 7%
15 AND AN 8.2% RETURN ON COST TRANSLATES INTO 72 ADDITIONAL VERY
16 LOW INCOME UNITS. THE SECOND ISSUE WHERE WE DISAGREE IS WHAT
17 IS AN ACCEPTABLE RATE OF RETURN WHEN YOU'RE ANALYZING A
18 PROJECT WITH 9 TO 10% EQUITY? TYPICALLY, RENTAL PROJECTS WOULD
19 HAVE A MINIMUM 25% EQUITY AND A MAXIMUM OF 75% FINANCING.
20 WHAT'S BEEN PRESENTED TO US IS THAT THIS PROJECT HAS SOMETHING
21 LIKE 90% FINANCING. AND, IF YOU WERE HAVING 25% EQUITY AND 75%
22 FINANCING, YOU WOULD EXPECT TO SEE A 7% RETURN ON COST. THIS
23 IS AN IMPORTANT DISTINCTION BECAUSE, WHERE THERE'S LESS
24 DEVELOPER EQUITY, THAT 7% RATE OF RETURN EXCEEDS WHAT'S
25 REASONABLE TO EXPECT IN THE MARKET. THE COUNTY'S CONSULTANT



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1 ASSUMED A RETURN ON COST OF 7%, WHICH TRANSLATES INTO A 330%
2 RETURN ON INVESTMENT FOR THE DEVELOPER BASED ON THE VALUE OF
3 THE GROUND LEASE WITH THE COUNTY AND THE IMPROVEMENTS AT A
4 POTENTIAL SALE. IF WE LOWER THE RETURN ON COST TO 6%, THE
5 RETURN ON EQUITY EXCEEDS 100%. THIS IS STILL WELL ABOVE A
6 REASONABLE RETURN. USING 2006 RENTS TO DETERMINE FEASIBILITY
7 AS THE DEVELOPER AND THE COUNTY DO, WE CONCLUDED THAT A RETURN
8 ON COST OF 5.3% WOULD BE REASONABLE. THAT TRANSLATES TO A 17%
9 INTERNAL RATE OF RETURN WHICH IS CONSISTENT WITH MARKET
10 RETURNS ON RENTAL PROJECTS. THE FINAL ISSUE WHERE WE DISAGREE
11 HAS TO DO WITH WHAT IS ACTUALLY FEASIBLE. TAKING THE INCOME
12 AND EXPENSE PROJECTIONS USED BY THE COUNTY AND THE DEVELOPER,
13 USING A RETURN ON COST OF 6% AND THE GROUND LEASE CREDIT OF
14 11.05 MILLION DOLLARS, DEL REY SHORES COULD PROVIDE 54 VERY
15 LOW INCOME UNITS AND 37 MODERATE INCOME UNITS AND STILL THERE
16 WOULD BE SOME MONEY LEFT OVER TO REDUCE THE LAND LEASE CREDIT
17 TO THE DEVELOPER BY ABOUT \$4.2 MILLION. LET ME REPEAT THAT
18 THIS SCENARIO ASSUMES A 6% RETURN ON COSTS AS OPPOSED TO 7%.
19 IT'S OUR CONCLUSION THAT IT IS FEASIBLE FOR BOTH HOUSING
20 AFFORDABILITY AND COUNTY REVENUES TO DO MUCH BETTER THAN THE
21 CURRENT PROPOSAL UNDER CONSIDERATION FOR DEL REY SHORES. THE
22 PRIMARY DIFFERENCE IN ASSUMPTIONS BETWEEN THE DEVELOPER AND MY
23 CLIENTS IS WHAT IS AN APPROPRIATE RETURN ON COST FOR THE
24 DEVELOPER? THIS IS A POLICY DECISION THAT'S LEFT TO THE BOARD
25 AND YOU HAVE TO BALANCE A LOT OF COMPETING INTERESTS. WE JUST



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1 WANT TO URGE YOU TO PROVIDE AS MUCH AFFORDABILITY AS POSSIBLE
2 FOR AS LONG AS POSSIBLE BECAUSE, IN THE LONG RUN, IT COULD
3 ACTUALLY SAVE THE COUNTY MILLIONS OF DOLLARS. [APPLAUSE]

4

5 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU.

6

7 **SUP. KNABE:** MR. CHAIRMAN? MR. CHAIRMAN?

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. KNABE.

10

11 **SUP. KNABE:** IN THOSE COMMENTS, I MEAN, THIS IS ALL FORMULA-
12 BASED, YOU KNOW, DISAGREEMENTS HERE. I MEAN, THERE'S REALLY
13 NOT MUCH CHANGE BETWEEN WHERE YOU'RE AT TODAY AND WHERE WE'VE
14 BEEN OVER THE LAST NUMBER OF MONTHS, AS I UNDERSTAND IT. IS
15 THAT CORRECT? AS FAR AS IT RELATES TO THE FORMULA? I MEAN,
16 THIS IS AN ONGOING DISAGREEMENT THAT MAY OR MAY NOT EVER BE
17 SETTLED, IS THAT CORRECT? THE MATHEMATICS PORTION OF IT,
18 WHETHER IT'S 6%, 7%, 4.4%?

19

20 **YASMINE TONG:** RIGHT. THERE'S A CONSISTENT DISAGREEMENT ABOUT
21 THE ASSUMPTIONS THAT WE'RE USING TO DETERMINE FEASIBILITY.

22

23 **SUP. KNABE:** OKAY. THANK YOU.

24

25 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. DEANNA KITAMURA.



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1

2 **DEANNA KITAMURA:** GOOD AFTERNOON. I AM DEANNA KITAMURA, AN

3 ATTORNEY WITH WESTERN CENTER ON LAW AND POVERTY. THE MELLO ACT

4 CONTAINS A STRICT REPLACEMENT REQUIREMENT FOR EXISTING

5 AFFORDABLE UNITS. HOWEVER, THE DEVELOPER IMPROPERLY CALCULATED

6 THE NUMBER OF REPLACEMENT UNITS BY ELIMINATING VARIOUS TYPES

7 OF LIVING SITUATIONS SUCH AS MANAGEMENT EMPLOYEES. THE MELLO

8 ACT DOES NOT CONTAIN SUCH EXEMPTIONS AND THE COUNTY SHOULD NOT

9 BE ADOPTING THEM, EITHER. IN ADDITION TO UNDER COUNTING THE

10 NUMBER OF REPLACEMENT UNITS, THE DEVELOPER IS REPLACING

11 BEDROOMS INSTEAD OF UNITS. THE MELLO ACT IS CLEAR THAT UNITS

12 ARE TO BE REPLACED, NOT BEDROOMS. SO THE COUNTY IS ALLOWING

13 THE DEVELOPER TO REPLACE FEWER BEDROOMS THAN REQUIRED BY STATE

14 LAW. OUR READING OF THE MELLO ACT IS THAT THE UNITS MUST BE

15 REPLACED ON A LIKE-FOR-LIKE BASIS. SO, IF A LOW INCOME FAMILY

16 CURRENTLY LIVES THERE, A LOW INCOME UNIT MUST BE REPLACED.

17 HOWEVER, THE RPC DECISION ALLOWS THE DEVELOPER TO REPLACE ALL

18 AFFORDABLE UNITS WITH MODERATE INCOME UNITS. AS A POLICY, THIS

19 RESULTS IN THE LOSS OF HOUSING TO LOW INCOME RESIDENTS. AS FOR

20 THE AFFORDABLE UNITS THAT WILL BE CREATED, THE RPC DECISION

21 HAS A SESSION ON COMPARABILITY BUT IT IS NOT SPECIFIC-- IT

22 DOES NOT SPECIFICALLY STATE THAT THE AFFORDABLE UNITS MUST BE

23 COMPARABLE IN EVERY WAY NOR DOES IT STATE THAT THEY MAY NOT BE

24 STACKED OR GROUPED TOGETHER. SPECIFICITY IS CRITICAL TO ENSURE

25 THAT THERE STIGMATIZATION WITH REGARD TO THE UNITS. IN



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1 CONCLUSION, THE BOARD SHOULD TAKE THE FOLLOWING ACTIONS: 1.
2 GRANT OUR REQUEST FOR A CONTINUANCE FOR A MINIMUM OF ONE WEEK;
3 2. ORDER THE APPLICANT TO REPLACE ALL EXISTING AFFORDABLE
4 UNITS, NOT BEDROOMS, ON ON-SITE LIKE-FOR-LIKE MANNER; 3. ORDER
5 THE APPLICANT TO PROVIDE 54 VERY LOW INCOME INCLUSIONARY UNITS
6 ON SITE; 4, INCLUDE A CONDITION OF APPROVAL STATING THAT THE
7 AFFORDABLE UNITS AT THE PROJECT MUST BE COMPARABLE IN EVERY
8 MANNER TO MARKET RATE UNITS. THIS CONDITION SHOULD PROVIDE
9 THAT THE AFFORDABLE UNITS MAY NOT BE STACKED OR GROUPED
10 TOGETHER. AND, 5, ORDER THE APPLICANT TO MAINTAIN THE
11 AFFORDABILITY OF MELLO UNITS FOR THE DURATION OF THE GROUND
12 LEASE OR THE LIFE OF THE PROJECT. AS THE APPELLANT, WE WOULD
13 LIKE CONFIRMATION FROM THE BOARD THAT WE WILL BE ALLOWED
14 REBUTTAL AT THE CONCLUSION OF THE APPLICANT'S TESTIMONY. THIS
15 IS CUSTOMARY IN QUASI-JUDICIAL PROCEDURES. THANK YOU.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. HELEN GARRETT. GOING TO
18 CALL FOUR PEOPLE. HELEN GARRETT, JUN YANG, MARLENE FADAN AND
19 LISA PAYNE. WHILE THEY'RE COMING UP, RICK, CAN YOU JUST
20 RESPOND TO THAT LAST COMMENT ON BEDROOMS VERSUS UNITS?

21

22 **RICHARD WEISS, COUNSEL:** YES, MR. CHAIRMAN. WE RESPECTFULLY
23 DISAGREE WITH THAT POSITION. THE MELLO ACT IS BASICALLY A
24 SINGLE CODE SECTION, IT IS A VERY GENERAL SECTION. THE MELLO
25 ACT DOES REQUIRE THAT, WHEN A UNIT IS OCCUPIED BY LOW OR



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1 MODERATE INCOME PERSONS OR FAMILIES ARE REMOVED, THEN THEY
2 HAVE TO BE REPLACED BY UNITS OF LOW OR MODERATE INCOME AND,
3 HOWEVER, THE MELLO ACT IS SILENT REGARDING SPECIFIC PROCEDURES
4 ON HOW YOU CALCULATE WHAT A REPLACEMENT UNIT IS. WHAT THE
5 TESTIFIER WAS REFERRING TO IS THAT, IN THE INCOME SURVEY THAT
6 WAS DONE BY THE PLANNING COMMISSION, THE INCOME OF TWO
7 UNRELATED-- IF YOU HAVE A TWO BEDROOM UNIT WHERE YOU HAVE TWO
8 UNRELATED PEOPLE RESIDING IN IT AND IT WAS A TWO-BEDROOM UNIT,
9 IF ONE OF THE PEOPLE MET THE LOW OR MODERATE INCOME STANDARD
10 AND THE OTHER DIDN'T, THEN THE COMMISSION DETERMINED, AND WE
11 BELIEVE JUSTIFIABLY, THAT YOU WOULD ONLY HAVE TO REPLACE ONE
12 BEDROOM BECAUSE THE OTHER PERSON IS NOT A LOW OR MODERATE
13 INCOME PERSON. AND SO IT WAS BASED UPON THAT CALCULATION THAT
14 THE QUOTA WAS DETERMINED WITH RESPECT TO THE 37 UNITS.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. MISS GARRETT?

17

18 **HELEN GARRETT:** YES. MY NAME IS HELEN GARRETT AND I'M A PROUD
19 MEMBER OF POWER. I LIVE AT 1395 THREE PENNY WAY IN A LOW
20 INCOME APARTMENT. BEFORE I WAS FORTUNATE ENOUGH TO MOVE INTO
21 THIS WONDERFUL APARTMENT, I HAD BEEN PRICED COMPLETELY OUT OF
22 THE RENTAL MARKET AND WAS A COUPLE MONTHS AWAY FROM MOVING
23 INTO MY CAR. NOW, DUSTY CRANE, WHO IS A SPOKESWOMAN FOR
24 BEACHES AND HARBORS IN A FEBRUARY 26TH ARTICLE IN "THE LOS
25 ANGELES TIMES" SAID, "THIS IS A BUSINESS RELATIONSHIP AND THE



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1 CRITERIA USED FOR LIVING IN THE MARINA IS, CAN YOU AFFORD TO
2 LIVE IN THE NEIGHBORHOOD OR NOT?" WHAT ARROGANCE! YOU, THE
3 SUPERVISORS, YOU FOLKS ARE CHARGED WITH BUILDING AFFORDABLE
4 HOUSING FOR THE WORKING PEOPLE IN THIS COUNTY. WE NEED TO
5 INCLUDE ALL KINDS OF PEOPLE IN OUR COMMUNITY AND THERE'S NO
6 BETTER PLACE TO INTEGRATE WORKING PEOPLE INTO A COMMUNITY THAN
7 ON MARINA LAND WHICH YOU HOLD IN TRUST FOR ALL OF THE PEOPLE
8 OF THE COUNTY OF LOS ANGELES, NOT JUST FOR THE RICH PEOPLE OF
9 THE COUNTY OF LOS ANGELES. [APPLAUSE]

10

11 **HELEN GARRETT:** THE MELLO ACT REQUIRES YOU TO INCLUDE LOW
12 INCOME HOUSING IN THE MARINA. WHY WOULD YOU USE YOUR POWER TO
13 PROMOTE HOUSING FOR THE WEALTHY AND WELL TO DO WHEN THE MOST
14 PRESSING NEED FOR HOUSING IS AMONG LOW INCOME PEOPLE? DEL REY
15 SHORES IS AN EXAMPLE OF WISHY-WASHY ENFORCEMENT OF THE MELLO
16 ACT IN THIS COUNTY. WHEN POWER FIRST STARTED NEGOTIATIONS WITH
17 THEM LAST YEAR, THEY OFFERED 30 LIKE FOR LIKE REPLACEMENT
18 UNITS AND 26 VERY LOW INCLUSIONARY UNITS. THAT WAS INADEQUATE,
19 TO BE SURE. NOW DEL REY SHORES COMES IN WITH ONLY 17 LOW
20 INCOME UNITS AND 34 MODERATE INCOME REPLACEMENT UNITS. THAT'S
21 WORSE THAN THEY STARTED WITH. IF YOU ACCEPT THOSE FIGURES,
22 YOU'RE BUYING INTO GREED AND DECEPTION. YOU MUST NOT-- YOU
23 MUST STEP UP AND BE RESPONSIBLE. WE WANT AND NEED 54 LOW
24 INCOME UNITS AND 37 LIKE-FOR-LIKE REPLACEMENT UNITS. THAT'S
25 WHAT IS FAIR FOR THE WORKING PEOPLE OF LOS ANGELES COUNTY, WHO



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1 ARE BEING PRICED OUT OF PLACES TO LIVE. THAT IS WHAT YOUR DUTY
2 IS. THAT IS A MINIMUM OF WHAT MIGHT BRING HONOR TO YOUR
3 POSITION AS SUPERVISORS. I KNOW YOU CAN DO THIS. I HOPE YOU
4 WILL DO THIS. FINALLY, I WANT TO TELL YOU THAT DEL RAY SHORES
5 CHIEF OF STAFF, DAVID OLIVEN, HAS COMMENTED TO POWER AND TO
6 "THE LOS ANGELES TIMES" THAT THIS PROJECT HAS AN UNPRECEDENTED
7 COMMITMENT TO THE AFFORDABLE HOUSING IN MARINA DEL REY. IT'S
8 ONLY UNPRECEDENTED BECAUSE THE MELLO ACT HAS NOT BEEN ENFORCED
9 BEFORE POWER CAME ON THE SCENE. DEVELOPERS HAVE BEEN GIVEN A
10 GET OUT OF JAIL FREE CARD FOR TOO LONG. THEY CAN AFFORD TO
11 MEET OUR DEMANDS AND YOU HAVE THE ABILITY TO MAKE THEM DO IT.
12 THIS MORNING, I HEARD AND CRIED THAT THERE ARE 10,000 HOMELESS
13 KIDS IN L.A. AND YOU'RE HELPING DEVELOPERS SHIRK THEIR
14 RESPONSIBILITY TO PROVIDE VERY LOW INCOME HOUSING?! WHAT A
15 SHAME! YOU MUST BUILD AS MUCH LOW INCOME HOUSING AS IS
16 FEASIBLE AND, MORE THAN THAT, WHAT WE NEED!

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. THANK YOU. MR. JUN YANG. MR.
19 YANG? WHY DON'T YOU LET HIM MOVE OVER SO HE CAN GET TO THE
20 MICROPHONE. THANK YOU. AND LET ME ASK SOMEBODY ELSE TO COME
21 DOWN, GAGO ARANESZADEH? CLOSE ENOUGH? HEH-HEH. ALL RIGHT.

22

23 **JUN YANG:** HELLO. MY NAME IS JUN, JUN YANG AND I AM A COMMUNITY
24 ORGANIZER WITH POWER, PEOPLE ORGANIZED FOR WEST SIDE RENEWAL.
25 WE WORK ON ISSUES THAT PEOPLE CARE ABOUT AND THIS ISSUE OF



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1 AFFORDABLE HOUSING IS AN IMPORTANT ISSUE FOR THE COMMUNITY.
2 MANY PEOPLE WERE NOT ABLE TO MAKE IT OUT TODAY BECAUSE THEY
3 WERE UNABLE TO TAKE THE TIME OFF OF WORK. DIANE HODEP IS ONE
4 OF MANY SUCH PEOPLE AND SHE HAS WRITTEN A LETTER ADDRESSED TO
5 YOU, THE SUPERVISORS, TO EXPRESS HER SITUATION, WHICH IS LIKE
6 MANY IN THE COMMUNITY, WHICH I'LL BE READING RIGHT NOW. GOOD
7 MORNING, SUPERVISORS OR GOOD AFTERNOON, SUPERVISORS. MY NAME
8 IS DIANA HODEP. I AM A MEMBER OF POWER AND I HAVE RESIDED IN
9 THE SAME TINY STUDIO IN MARINA DEL REY FOR THE LAST 16 YEARS.
10 WHEN I MOVED IN, IT WAS THE SMALLEST AND CHEAPEST AVAILABLE.
11 AFTER THE 1994 EARTHQUAKE, MY RENT INCREASED 40% IN FOUR YEARS
12 AND HAS CONTINUED TO ESCALATE. MY PAYCHECK HAS NOT. I WORK IN
13 HEALTHCARE FOR THE STATE OF CALIFORNIA AND, OVER THE LAST 20
14 YEARS, PAY INCREASES HAVE BEEN NOMINAL OR NOTHING AT ALL. I
15 HAVE WORKED ALL THE OVERTIME I COULD TO MAKE ENDS MEET AND NOW
16 FACE LOSING MY HOME. PLEASE PROVIDE AFFORDABLE HOUSING IN THE
17 MARINA. THANK YOU. WE ARE ASKING FOR 54 VERY LOW INCOME UNITS
18 AND 37 LIKE-FOR-LIKE REPLACEMENT UNITS. PLEASE LISTEN TO THE
19 COMMUNITY. THANK YOU VERY MUCH.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. [APPLAUSE]

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** MARLENE SADAN? WHAT IS IT? SADAN?

24

25 **MARLENE SADAN:** MY NAME IS MARLENE SADAN.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** I'M SORRY. HANG ON ONE SECOND.
3 THEM JUST CALL ONE MORE PERSON. CARLOS AUDRUS. I'M JUST
4 READING IT THE WAY THEY'RE WRITTEN. I'M SORRY. IS CARLOS HERE?
5 ALL RIGHT. MARLENE?

6

7 **MARLENE SADAN:** I'VE BEEN LIVING AT DEL REY SHORES APARTMENTS
8 IN MARINA DEL REY SINCE APRIL 2000 WITH MY HUSBAND. I'VE BEEN
9 WORKING IN SANTA MONICA AS A PRESCHOOL TEACHER. LAST MARCH, I
10 HAD TO LEAVE MY JOB SUDDENLY BECAUSE MY HUSBAND WAS SUFFERING
11 WITH PROSTATE CANCER AND COULD NO LONGER BE LEFT ALONE.
12 (CRYING). I'M SORRY.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** TAKE YOUR TIME.

15

16 **MARLENE SADAN:** I CARED FOR HIM BY MYSELF UNTIL HE PASSED AWAY
17 IN FEBRUARY. IT WAS A VERY PAINFUL ORDEAL. WHEN I RETURNED TO
18 MY JOB, IT WAS GIVEN TO SOMEONE ELSE, SO NOW I'M A SUBSTITUTE
19 TEACHER, BUT I'M UNABLE TO EARN ENOUGH MONEY TO LIVE ON. I'VE
20 GIVEN UP ONE DAY OF WORK TO COME AND SPEAK TO YOU TODAY. I
21 REALLY CAN'T AFFORD TO GIVE UP THIS LITTLE BIT OF INCOME BUT I
22 THOUGHT IT WAS IMPORTANT TO TELL YOU MY STORY IN THE HOPE THAT
23 I CAN PERSUADE YOU TO DO THE RIGHT THING FOR ME AND MY
24 NEIGHBORS. ON TOP OF THIS PROBLEM WITH MY JOB, I'M NOW FACED
25 WITH BEING PUT OUT OF MY HOME BECAUSE DEL REY SHORES IS



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1 SCHEDULED TO BE DEMOLISHED THE END OF JUNE. THERE'S NO
2 AFFORDABLE HOUSING TO BE FOUND ANYWHERE. I'M ON THREE WAITING
3 LISTS BUT CANNOT WAIT MUCH LONGER. WHAT DO YOU SUGGEST I DO?
4 MR. KNABE, I'M YOUR CONSTITUENT. WHAT CAN YOU DO FOR ME? THE
5 17 LOW INCOME UNITS PLANNED BY THE DEVELOPER, DEL REY SHORES,
6 IS SIMPLY NOT ENOUGH. THIS PROBLEM AFFECTS ME. THE DEVELOPER,
7 BY LAW, MUST PROVIDE LOW INCOME HOUSING. WE'RE DEMANDING A
8 MINIMUM OF 54 LOW INCOME UNITS AND 37 REPLACEMENT UNITS IN A
9 554-UNIT BUILDING. CAN YOU, BOARD OF SUPERVISORS, UNDERSTAND
10 MY DILEMMA? HOW WOULD YOU LIKE TO BE IN MY SHOES? WHAT WOULD
11 YOU DO? REMEMBER ME AND ALL THE PEOPLE LIKE ME WHEN YOU MAKE
12 YOUR DECISION. (VOICE WAVERING) WHAT YOU DO TODAY WILL AFFECT
13 A LOT OF PEOPLE AND IT WILL AFFECT ME DIRECTLY. BOARD OF
14 SUPERVISORS, I'M ASKING YOU TO BE ORIGINAL. DO SOMETHING FOR
15 THE PEOPLE, NOT THE DEVELOPERS. THE COUNTY HAS A
16 RESPONSIBILITY TO ITS RESIDENTS, INCLUDING ITS LOW INCOME
17 RESIDENTS. WE BELIEVE WE SHOULD HAVE MORE TIME TO LOOK OVER
18 THIS FEASIBILITY CONCLUSION, WHICH WE ONLY RECEIVED A FEW DAYS
19 AGO. WE HAVEN'T HAD A SUFFICIENT TIME TO LOOK THIS OVER AND
20 THAT'S UNFAIR. PLEASE DON'T NEGLECT US, THE LOW INCOME
21 RESIDENTS. THANK YOU. [APPLAUSE]

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. LISA PAYNE.

24



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1 **SPEAKER:** LISA JUST LEFT AND SHE GAVE. ME HER SPEECH TO READ.
2 IT'S QUITE QUICK. LISA PAYNE IS THE POLICY DIRECTOR FOR SCANH,
3 WHICH YOU MAY HAVE HEARD OF, SOUTHERN CALIFORNIA ASSOCIATION
4 OF NONPROFIT HOUSING. THEY'RE A MEMBERSHIP ORGANIZATION AND
5 THEIR CORE MEMBERS ARE NONPROFIT AFFORDABLE HOUSING DEVELOPERS
6 WHICH DEVELOP BEAUTIFUL, 100% AFFORDABLE HOMES AND APARTMENT
7 RENTAL APARTMENTS THROUGHOUT SOUTHERN CALIFORNIA, INCLUDING
8 L.A. COUNTY. CURRENTLY, OUR DEVELOPERS CANNOT AFFORD TO BUY
9 LAND FOR AFFORDABLE HOMES IN THE COASTAL ZONE. OUR DEVELOPERS
10 CANNOT SIMPLY COMPETE ON THE PRIVATE MARKET FOR THE LAND WITH
11 THE PRICES THAT FOR-PROFIT MARKET RATE DEVELOPERS ARE ABLE TO
12 PAY. THUS THE ONLY WAY THE COUNTY IS GOING TO ENSURE THAT
13 THERE ARE AFFORDABLE HOMES IN THE COASTAL ZONE IS THROUGH ITS
14 ENFORCEMENT OF THE MELLO ACT. SO WE URGE THE COUNTY TO INSIST
15 ON STRONG IMPLEMENTATION OF THE MELLO ACT SUCH THAT THE
16 WORKERS THAT MAKE THIS COASTAL AREA SUCH A DESIRABLE TOURIST
17 ZONE CAN AFFORD TO LIVE. WE ARE ASKING THAT THERE BE MORE
18 APARTMENTS INCLUDED FOR VERY-- SPECIFICALLY VERY LOW INCOME
19 HOUSEHOLDS. THOSE ARE THE FOLKS AND THE HOUSEHOLDS THAT ARE
20 MAKING ABOUT \$34,000 OR BELOW PER YEAR. AS A NONPROFIT
21 DEVELOPER, WHEN I SEE YOU FOLKS REQUIRING ONLY 17 HOMES AS A
22 PART OF THE MELLO ACT, IT'S SO LITTLE THAT REALLY IT'S SENDING
23 A SIGNAL THAT THE COUNTY ISN'T SERIOUS ABOUT ADDRESSING THIS
24 ISSUE. REQUIRING 54 HOMES TARGETED FOR VERY LOW UNTIL WORKING
25 FAMILIES IS GOING TO MAKE A DIFFERENT POINT AND IT'S GOING TO



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1 BASICALLY SAY THAT THE COUNTY IS ON TRACK TO MAKE NOTICEABLE
2 IMPROVEMENTS IN THE LIVES OF THE COASTAL ZONE WORKERS. AND,
3 FINALLY, IN OUR MIND, THE RPC ERRED BY REQUIRING THAT
4 AFFORDABLE UNITS BE MAINTAINED AS AFFORDABLE FOR ONLY 30
5 YEARS. THE RPC SHOULD HAVE INSTRUCTED THE APPLICANT TO
6 MAINTAIN UNITS AS AFFORDABLE FOR EITHER THE DURATION OF THE
7 GROUND LEASE OR THE LIFE OF THE PROJECT. SUCH A REQUIREMENT IS
8 NEEDED TO ENSURE SUSTAINED AFFORDABILITY OF HOUSING IN THE
9 MARINA. THE FINANCIAL IMPACT OF AFFORDABILITY COVENANTS ON A
10 DEVELOPER'S RATE OF RETURN WILL BE EXPERIENCED ALMOST ENTIRELY
11 IN THE FIRST 30 YEARS. THEREFORE, THERE IS LITTLE FINANCIAL
12 IMPACT IF AFFORDABILITY COVENANTS EXTEND BEYOND 30 YEARS AND
13 YOU ALSO WILL LOSE ALL THE GREAT WORK, THE GREAT HOMES AND ALL
14 THE TIME THAT WE'VE SPENT HERE TODAY WORKING FOR AFFORDABLE
15 HOUSING IF THOSE COVENANTS END AFTER 30 YEARS. MAKE SENSE?
16 LIFE OF THE GROUND LEASE, LIFE OF THE PROJECT. THANK YOU.

17

18 **GAGO ARANESZADEH:** GAGO IS FINE.

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** SORRY?

21

22 **GAGO ARANESZADEH:** GAGO IS FINE. MY NAME IS GAGO ARANESZADEH.

23 I'M A NEW RESIDENT IN MARINA DEL REY SHORES. I'M NEW TO THE

24 NEIGHBORHOOD. JUST REAL QUICK ABOUT THE BACKGROUND I HAVE.

25 I'VE HAD TWO PROFESSIONS IN MY LIFE. I'VE BEEN A CHEF AND I'M



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1 A UNION CONSTRUCTION WORKER. I WAS ONE OF THE GUYS THAT BUILT
2 THIS CATHEDRAL AND I WAS ONE OF THE GUYS THAT BUILT THE DISNEY
3 CONCERT HALL. BECAUSE OF MY PROFESSIONAL CHOICES IN LIFE, I'VE
4 HAD A CHANCE TO LIVE IN PLACES LIKE MARINA DEL REY. ASPEN,
5 VALE, PARK CITY, UTAH, CAPE COD, MASSACHUSETTS, AND I'VE SEEN
6 THIS HAPPEN OVER AND OVER AND OVER AGAIN. I'VE BEEN A PART OF
7 IT. I SAW PARK CITY, UTAH, WHEN I MOVED IN THERE AND YOU COULD
8 GET AN APARTMENT FOR 300 A MONTH. THE LAST HOUSE I WORKED ON
9 IN PARK CITY, UTAH WAS A 6-MILLION-DOLLAR WINTER HOME FOR A
10 SINGLE LADY THAT WILL SPEND TWO WEEKS A YEAR THERE. VERY NICE
11 LADY, TOOK CARE OF US, BUT THIS IS HAPPENING ALL ACROSS
12 AMERICA. IT'S HAPPENING IN L.A. WE'VE BEEN PRICED OUT OF
13 SILVER LAKE, ECHO PARK, HOLLYWOOD. ANY NEIGHBORHOOD THAT
14 BECOMES CHIC OR A PIECE OF PROPERTY THAT IS CONSIDERED A PRIZE
15 PROPERTY, THAT HAS ANY KIND OF CHARACTER OR ANY KIND OF
16 NATURAL FEATURES THAT'S ATTRACTIVE TO A HUMAN BEING IS BEING
17 SET ASIDE FOR PEOPLE THAT CAN AFFORD IT ONLY. NOW, WHEN I
18 MOVED TO DEL REY SHORES, I MADE A DEAL WITH THEM. WHEN THEY
19 TEAR IT DOWN, I'M MOVING ON. AND THAT'S FINE. I'M GOING TO
20 KEEP TO MY END. I'M STILL FAIRLY YOUNG, I HAVE A VERY
21 ADVENTUROUS SOUL, I LIKE TO LIVE IN DIFFERENT PLACES. BUT
22 THERE ARE PEOPLE THAT ARE NOT IN MY SHOES, THAT CAN'T DO WHAT
23 I DO. THEIR JOBS, THEIR FINANCIAL STATUS DOES NOT ALLOW THEM
24 TO MOVE AS FREELY AND THESE ARE THE PEOPLE THAT HAVE BROUGHT
25 UP THE COMMUNITY, HAVE MAINTAINED IT OVER THE YEARS. THESE ARE



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1 THE PEOPLE THAT ARE BACKBONE OF MARINA DEL REY, IT DOESN'T
2 HAVE A SCHOOL, DOESN'T HAVE A HOSPITAL. THIS IS THE CHARACTER
3 OF THE COMMUNITY THAT'S GETTING EVERYBODY ATTRACTED TO IT.
4 AND, ONCE AGAIN, THESE PEOPLE ARE BEING PRICED OUT AND IT'S
5 HAPPENED. I DROVE HALF AN HOUR FROM RIFLE, COLORADO, IN THE
6 SNOW EVERY DAY TO ASPEN TO WORK AND I RAN A FOUR STAR
7 RESTAURANT. GOVERNMENT OF THE PEOPLE, BY THE PEOPLE, FOR THE
8 PEOPLE. NOT OF THE PEOPLE, BY THE PEOPLE FOR THE PEOPLE THAT
9 CAN AFFORD IT. GIVE US A BREAK, GIVE THEM A BREAK. TODAY'S
10 CUSTOMERS, TOMORROW'S COMPETITION. SET A PRECEDENCE. I'M A
11 CONSTRUCTION WORKER. I WILL DONATE TIME ON THIS PROJECT TO
12 BRING THE COST DOWN TO HELP THESE PEOPLE GET SOME MORE
13 AFFORDABLE HOUSING. DO THE RIGHT THING. DON'T DO IT FOR
14 PROFIT, DON'T DO IT FOR ANY OTHER REASON THAN JUST TO DO IT
15 BECAUSE IT'S THE RIGHT THING TO DO! HELP US, HELP YOU, HELP
16 THEM. THANK YOU FOR YOUR TIME. [APPLAUSE]

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. CARLOS-- IS IT...

19

20 **CARLA AUDRUS:** MY NAME'S CARLA ANDRUS.

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** CARLA? OKAY. DOESN'T SAY THAT. I
23 APOLOGIZE. GO AHEAD.

24

25 **CARLA ANDRUS:** MY NAME IS PRONOUNCED WRONG ALL THE TIME.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. GO AHEAD, CARLA.

3

4 **CARLA ANDRUS:** I'M ALSO A LEADER IN THE POWER-- COMMUNITY
5 ORGANIZATION WITHIN THE MARINA. I'VE LIVED IN THE MARINA FOR A
6 LONG TIME, I'VE SEEN THE COMMUNITY SUFFER UNDER THE SIEGE OF
7 REDEVELOPMENT. I'VE BEEN TO THE SMALL CRAFT HARBOR COMMISSION
8 MEETINGS, I'VE BEEN TO THE DESIGN CONTROL BOARD MEETINGS WHERE
9 PEOPLE HAVE JUST COME IN DROVES TO SHARE THEIR STORIES LIKE
10 THIS. AND, I MEAN, IT'S JUST-- DEMOLISHING ANOTHER 202 UNITS
11 WILL DISPLACE HUNDREDS OF PEOPLE FROM THEIR HOMES AGAIN. THIS
12 THREATENS THE SECURITY OF MARINA RESIDENTS AND AFFORDABLE
13 HOUSING. THERE ARE OTHER OPTIONS. DEL REY SHORES SHOULD PAINT
14 ITS BUILDING AND DO THE REQUIRED MAINTENANCE AND UPKEEP
15 REQUIRED BY ITS CURRENT GROUND LEASE OBLIGATIONS UNTIL 2020
16 AND ALLOW THIS PUBLICLY OWNED LAND TO REVERT BACK TO THE
17 COUNTY FOR THE MANDATED BIDDING PROCESS. THIS WOULD ALLOW FOR,
18 ONE, TIME FOR A MASTER PLAN. TWO, A PUBLIC BIDDING PROCESS
19 THAT WOULD ENERGIZE THE BUSINESS AND DEVELOPMENT COMMUNITY. A
20 PUBLIC BIDDING PROCESS WOULD CREATE AN INCENTIVE FOR
21 DEVELOPERS TO OFFER THE MAXIMUM AMOUNT OF AFFORDABLE HOUSING
22 FOR THE PRIVILEGE OF BUILDING ON PUBLIC LAND IN MARINA DEL
23 REY. WE ARE NOT OBLIGATED TO THESE LONG-TIME DEVELOPERS,
24 ESPECIALLY MR. EPSTEIN, WHO PROPOSES TO DISPLACE ALL HIS
25 CURRENT RESIDENTS IN EXCHANGE FOR HIGHER PRICE RENTALS AND AN



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1 INADEQUATE NUMBER OF AFFORDABLE HOUSING UNITS. IF THIS
2 DEVELOPMENT GOES FORWARD, YOU MUST INSIST ON THE MAXIMUM
3 AMOUNT OF AFFORDABLE HOUSING UNITS TO OFFSET THE DEVASTATING
4 EFFECTS ON OUR COMMUNITY THAT WE HAVE SUFFERED SO FAR. THE
5 COMMUNITY HAS AN OBLIGATION-- THE COUNTY, I'M SORRY, HAS AN
6 OBLIGATION TO PROVIDE AFFORDABLE HOUSING TO ALL OF ITS
7 CONSTITUENTS, INCLUDING ITS LOWER INCOME RESIDENTS. THE COUNTY
8 HAS OBLIGATIONS TO ITS RESIDENTS OVER THE DEVELOPERS. IN
9 ADDITION TO THIS, I BELIEVE THAT WE AT POWER HAVE NOT HAD
10 ENOUGH TIME TO LOOK OVER THE FEASIBILITY STUDY SINCE WE ONLY
11 RECEIVED IT A FEW DAYS AGO. GIVE US A LITTLE TIME, PLEASE GIVE
12 US MORE TIME TO LOOK THIS OVER. THANK YOU.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. DON WITNON.

15

16 **DON WITNON:** THANK YOU FOR ALLOWING ME TO SPEAK. I JUST WANTED
17 TO SAY AGAIN AND REITERATE THAT I KNOW YOU'RE CONCERNED ABOUT
18 THE HUMAN COST AS FAR AS REPLACEMENT UNITS, BUT I WANT TO
19 EMPHASIZE THAT THERE'S A HUMAN COST WITH THE SHORES PROJECT
20 FOR 68 HOMEOWNERS WHO WILL NOW FACE A 100 FOOT WALL OF
21 APARTMENTS, 25 FEET ALREADY ELEVATED AND THEN ANOTHER 75 FEET
22 AS THEY BUILD UP CLOSE TO US AND ABOVE US, BLOCKING OUR AIR,
23 OUR SUNLIGHT, AND THE LIMITED OPEN VIEW WE NOW HAVE, A VERY
24 LIMIT VIEW, ACTUALLY. WE WILL TRULY LIVE IN A DEEP CAVERN THAT
25 IS DARK MOST OF THE DAY. OUR PROPERTY VALUES WILL SUFFER. ALL



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1 THE DEVELOPER'S SHADOW STUDIES THAT ARE TRULY DUBIOUS IN THEIR
2 DESIGN CANNOT CHANGE THE REALITY OF WHAT WILL BEFALL OUR
3 HOMEOWNERS, US. THE NEGATIVE IMPACT OF THE SHORES PROJECT WILL
4 HAVE ON SO MANY HOMEOWNERS IS UNPRECEDENTED. THIS IS
5 UNPRECEDENTED, THAT OTHER MARINA PROJECTS IN PROGRESS BECAUSE
6 WE'RE SO DIRECTLY, SO CLOSELY AFFECTED WITH THIS BUILDING. 68
7 HOMEOWNERS APPEAL TO YOU TO PREVENT THEIR HOMES FROM BEING SO
8 SEVERELY IMPACTED BY DEVELOPERS WHO HAVE NOT TRULY CONSIDERED
9 HOW THEIR PROJECT WILL AFFECT THEIR NEIGHBORS' QUALITY OF LIFE
10 OR THEIR PRIMARY INVESTMENT. WE ASK FOR THE DEVELOPER TO
11 CONSIDER US IN HIS ARCHITECTURAL PLANS AND THANK YOU AGAIN FOR
12 LISTENING TO ME.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU. THAT'S THE LAST CARD I
15 HAVE, SO NO OTHER PERSON WANTS TO BE HEARD. PUBLIC HEARING IS
16 CLOSED. OH, I'M SORRY. THE APPLICANT. I APOLOGIZE. AT LEAST
17 YOU WERE PAYING ATTENTION. JUST A TEST. OKAY. THE APPLICANT'S
18 REPRESENTATIVE, MR. DAVID O. LEVINE, DALE GOLDSMITH, PATRICIA
19 FLYNN AND AARON CLARK. I THINK IT WAS THE LAWYERS WHO HAD
20 APOPLEXY BECAUSE THERE WENT THEIR BILLING. THEY DIDN'T
21 TESTIFY, THEY COULDN'T BILL. JUST A JOKE. ALL RIGHT. I'LL
22 LEAVE IT TO YOU HOW YOU WANT TO...

23

24 **DALE GOLDSMITH:** WHAT WE WOULD LIKE TO DO-- FIRST OF ALL, FIRST
25 OF ALL, FOR THE RECORD, MY NAME IS DALE GOLDSMITH, A PARTNER



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1 WITH THE LAW FIRM OF ARMBREWSTER AND GOLDSMITH, REPRESENTING
2 THE APPLICANTS. AS A HOUSEKEEPING MATTER, HONORABLE BOARD
3 MEMBERS, I THINK WE'D LIKE TO POOL OUR TIME SO I WOULD BE THE
4 ONLY ONE DOING THE RESPONSE. GIVEN I HAVE TWO APPEALS TO TRY
5 TO ADDRESS, I WOULD RESPECTFULLY REQUEST 15 MINUTES AND I'LL
6 TRY TO GET IT DONE QUICKER.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** WE'LL GIVE YOU UP TO 15 MINUTES.
9 IF YOU CAN DO IT IN LESS, THAT WOULD BE GOOD, TOO, BUT THAT
10 WOULD BE FAIR IN LIGHT OF...

11

12 **DALE GOLDSMITH:** THANK YOU VERY MUCH. I WOULD LIKE TO TOUCH ON,
13 BEFORE I ACTUALLY GO INTO MY REBUTTAL, THE ISSUE OF THE
14 APPLICANT'S FEASIBILITY ANALYSIS. AS MR. WEISS MENTIONED, THE
15 FEASIBILITY ANALYSIS IS NOT REQUIRED UNDER THE MELLO ACT. WE
16 FELT THOUGH IT WOULD CREATE A STRONGER RECORD IF IT WAS IN THE
17 RECORD. WE THINK THERE'S A CHANCE, AT LEAST, OF LITIGATION AND
18 WE FELT THAT IT WOULD BE APPROPRIATE TO HAVE THAT IN THE
19 RECORD. WE'VE WORKED DILIGENTLY WITH THE COUNTY STAFF SINCE
20 REALLY THE BEGINNING OF JANUARY TO TRY TO PUT THIS TOGETHER.
21 AS YOU GET A SENSE FROM THE TESTIMONY TODAY, THIS IS PRETTY
22 HEAVY STUFF. WE WANTED TO MAKE SURE THAT WE GOT IT RIGHT, THAT
23 WE'RE ON THE SAME PAGE WITH COUNTY STAFF. WE HAD ORIGINALLY
24 TARGETED TO GET IT DONE A WEEK BEFORE THE ORIGINAL HEARING
25 LAST WEEK. WE FOUND OUT ON THE 18TH, FROM COUNTY STAFF AND



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1 FROM THE BOARD OFFICES, THAT THE ITEM WOULD BE CONTINUED. WE
2 THOUGHT WE'D TAKE A COUPLE MORE DAYS, AGAIN, TO MAKE SURE THAT
3 WE GOT IT RIGHT SO THAT IT WOULD ADEQUATELY PROTECT BOTH THE
4 COUNTY AND THE APPLICANT IN THE EVENT OF LITIGATION. THE
5 APPLICANT'S ANALYSIS WAS DATED THE 25TH. THAT'S A SUNDAY. WE
6 ACTUALLY FINALIZED IT EARLY TUESDAY MORNING THE 27TH. WE SENT
7 IT OFF TO THE BOARD OFFICES, INCLUDING YOUR OFFICE, SUPERVISOR
8 YAROSLAVSKY, AND IT'S MY UNDERSTANDING THAT YOUR STAFF
9 IMMEDIATELY FORWARDED IT TO THE APPLICANT-- TO THE APPELLANTS
10 AND THEY'VE HAD A WEEK TO REVIEW IT. IN ADDITION, WITH RESPECT
11 TO MY LETTER TO THE BOARD, THAT WAS THE APPEAL RESPONSE THAT
12 WAS REFERRED TO, THAT WAS SUBMITTED BUT, AS FAR AS I KNOW, THE
13 APPELLANTS HAD NEVER ASKED FOR IT. COUNTY STAFF, ON THEIR OWN
14 VOLITION, OFFERED IT TO THEM AT A MEETING YESTERDAY WHERE WE
15 WERE TRYING TO GET ON THE SAME PAGE AND, FROM MR. BEACH'S
16 TESTIMONY, WHO WAS QUOTING WHOLESALE PASSAGES FROM THE LETTER,
17 I GATHER HE DID HAVE AN ADEQUATE OPPORTUNITY TO REVIEW IT.
18 GIVEN THAT THIS PROJECT HAS SUFFERED MANY MONTHS OF DELAY, WE
19 WOULD RESPECTFULLY REQUEST THAT YOU DENY THE REQUEST FOR A
20 CONTINUANCE AND HAVE RESULT TODAY. WITH RESPECT TO THE
21 RESPONSES TO THE APPEALS, I'D LIKE TO START WITH THE POWER
22 APPEAL FIRST. AND ALSO I WANTED TO MENTION THAT I DID SEND
23 SOME LETTERS TO THE BOARD DATED THE 27TH AND 28TH RESPECTIVELY
24 WHICH CONTAINED DETAILED POINT-BY-POINT RESPONSES BUT I WANT
25 TO FOCUS ON JUST A COUPLE ISSUES HERE. THE ESSENCE OF THE



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1 POWER APPEAL IS THE PROJECT'S FAILED TO COMPLY WITH THE MELLO
2 ACT. CONTRARY TO THE APPEAL, THE MELLO ACT GIVES THE COUNTY
3 CONSIDERABLE DISCRETION IN IMPLEMENTING THE ACT. YOUR PLANNING
4 COMMISSIONERS PROPERLY EXERCISED ITS DISCRETION TO IMPOSE IN
5 THE PROJECT ON-SITE REPLACEMENT AND INCLUSIONARY AFFORDABLE
6 HOUSING REQUIREMENTS. WE BELIEVE THAT THE RPC'S ACTION FULLY
7 COMPLIED WITH THE MELLO ACT. CONTRARY TO THE APPEAL, THE MELLO
8 ACT DOES NOT CONTAIN DETAILED COMPLIANCE PROCEDURES. AS COUNTY
9 COUNSEL MENTIONED, IT'S A FAIRLY TERSE AND SOMEWHAT GENERAL
10 STATUTE. THE ACT'S BROAD LANGUAGE REFLECTS THE LEGISLATURE'S
11 INTENT TO GIVE LOCAL GOVERNMENTS THE DISCRETION TO IMPLEMENT
12 THE ACT, BASED ON THE UNIQUE CIRCUMSTANCES OF EACH
13 JURISDICTION. AS A RESULT, DIFFERENT JURISDICTIONS UP AND DOWN
14 THE STATE HAVE DEVELOPED DIFFERENT APPROACHES TO MELLO ACT
15 COMPLIANCE. IN THIS CASE, THE COUNTY FORMULATED ITS OWN
16 APPROACH FOR THE PROJECT THAT MEETS BOTH THE LETTER AND THE
17 SPIRIT OF THE MELLO ACT. REGARDING REPLACEMENT UNITS, THE
18 APPELLANTS ARGUED THAT THE REPLACEMENT UNIT REQUIREMENT SHOULD
19 BE BASED SOLELY ON TENANT INCOME INFORMATION. THE PROBLEM WITH
20 THIS ARGUMENT IS THAT MANY TENANTS, FOR PRIVACY REASONS, DO
21 NOT WANT TO DISCLOSE THEIR PERSONAL INCOME INFORMATION TO THE
22 COUNTY. THERE'S SIMPLY NO WAY TO COMPEL THE TENANTS TO PROVIDE
23 SUCH INFORMATION. CONTRARY TO THE APPEAL, THE MELLO ACT
24 DOESN'T ESTABLISH ANY PARTICULAR METHODOLOGY FOR DETERMINING
25 REPLACEMENT UNITS. IN THIS CASE, THE REGIONAL PLANNING



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1 COMMISSION DETERMINED THE REPLACEMENT UNIT REQUIREMENT BASED
2 ON THE POLICIES OF THE COUNTY'S MELLO ACT TASK FORCE AND THOSE
3 POLICIES ESTABLISH A THREE-STEP INQUIRY IN DETERMINING
4 REPLACEMENT UNITS. THAT INQUIRY STARTED WITH A COUNTY-APPROVED
5 INCOME SURVEY OF ALL OF THE EXISTING TENANTS. OUR CLIENT
6 DILIGENTLY FOLLOWED UP BY PHONE, USING A COUNTY APPROVED
7 SCRIPT, IN AN EFFORT TO ELICIT ADDITIONAL RESPONSES FROM
8 TENANTS WHO DID NOT RETURN THE SURVEY. IN ADDITIONAL OUR
9 CLIENT PROVIDED A DETAILED LOG OF THESE FOLLOW-UP CALLS FOR
10 AUDIT BY THE COUNTY TASK FORCE. OVERALL, 159 OF THE 202,
11 TENANTS OR ABOUT 65%, RETURNED THE SURVEY. HOWEVER, 59 OF
12 THOSE TENANTS DECLINED TO STATE THEIR INCOMES. FOR THE TENANTS
13 WHO DID NOT PROVIDE INCOME, COUNTY STAFF LOOKED TO THE CURRENT
14 TENANT INCOME INFORMATION ON FILE WITH THE LANDLORD THAT WAS
15 LESS THAN TWO YEARS OLD. WHEN THIS INFORMATION WAS NOT
16 AVAILABLE, AS A LAST RESORT, RENT LEVELS WERE LOOKED AT AND
17 THIS IS CONSISTENT WITH THE DRAFT POLICY THAT YOU'LL BE
18 CONSIDERING SOON. THE COMMUNITY DEVELOPMENT COMMISSION STAFF
19 AND IT'S OUTSIDE CONSULTING FIRM AUDITED THE SURVEY RESULTS
20 AND OTHER INFORMATION. THEY DETERMINED THAT 37 OF THE UNITS
21 QUALIFIED AS REPLACEMENT UNITS. OF THIS TOTAL, 27 ARE ONE
22 BEDROOM AND 10 ARE TWO BEDROOM. THE REGIONAL PLANNING
23 COMMISSION DETERMINED, AS A MATTER OF POLICY, THAT ALL THE
24 PROJECTS, 37 REPLACEMENT UNITS, SHOULD BE AFFORDABLE TO
25 TENANTS WITH MODERATE INCOMES. MODERATE INCOME START AT



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1 APPROXIMATELY \$47,000 AND INCREASE BASED ON HOUSEHOLD SIZE.
2 THESE LEVELS CORRESPOND TO THE INCOMES OF TEACHERS AND ALSO TO
3 ENTRY LEVEL FIREFIGHTERS AND POLICE. WE BELIEVE THAT, AS A
4 POLICY MATTER, IT IS ENTIRELY APPROPRIATE FOR THE COUNTY TO
5 SEEK TO PROVIDE MODERATE INCOME HOUSING FOR PEOPLE OF THESE
6 OCCUPATIONS, ESPECIALLY SINCE THE PROJECT'S INCLUSIONARY UNITS
7 WILL BE TARGETED TO VERY LOW INCOME TENANTS. IT IS ALSO
8 IMPORTANT TO RECOGNIZE THAT THE 37 MODERATE INCOME REPLACEMENT
9 UNITS WILL BE REPLACING UNITS THAT HAVE ALWAYS BEEN RENTED AT
10 MARKET RATES. AS A RESPONSE TO THE ARGUMENT THAT IT IS A
11 MATTER OF LAW, LIKE-FOR-LIKE REPLACEMENT IS REQUIRED, I'D
12 POINT YOU TO THE CITY OF LOS ANGELES MELLO ACT PROCEDURES
13 WHICH WERE ESTABLISHED UNDER A SETTLEMENT AGREEMENT APPROVED
14 BY THE LEGAL AID FOUNDATION AND THE WESTERN CENTER ON LAW AND
15 POVERTY, WHO REPRESENT POWER IN THIS APPEAL, THOSE INTERIM
16 PROCEDURES SPECIFICALLY ALLOW FOR MODERATE INCOME REPLACEMENT
17 UNITS. REQUIRING LIKE-FOR-LIKE REPLACEMENT AS ADVOCATED BY THE
18 APPELLANTS WOULD MEAN THAT 22 OF THE 37 REPLACEMENT UNITS
19 WOULD NEED TO BE RENTED TO LOW INCOME TENANTS. THE MAXIMA
20 GROUP HAS PREPARED A SUPPLEMENTAL ANALYSIS WHICH SHOWS THAT
21 INCLUDING 22 REPLACEMENT UNITS WOULD RENDER THE PROJECT
22 ECONOMICALLY INFEASIBLE UNLESS THE COUNTY WERE TO OFFER AN
23 ADDITIONAL \$4.15 MILLION OF RENT CREDITS. THIS WOULD FURTHER
24 REDUCE COUNTY REVENUES THAT COULD BE USED TO FULFILL OTHER
25 PUBLIC POLICY OBJECTIVES AND I WILL BE SUBMITTING THIS



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1 SUPPLEMENTAL REPORT FOR THE RECORD. AT 37 MODERATE INCOME
2 UNITS, THE PROJECT WILL BE PROVIDING AN UNPRECEDENTED AMOUNT
3 OF REPLACEMENT HOUSING. INDEED, THIS IS THE FIRST PROJECT IN
4 MARINA DEL REY THAT WILL PROVIDE REPLACEMENT UNITS. ACCORDING
5 TO STATISTICS MAINTAINED BY THE CITY OF LOS ANGELES FROM THE
6 YEARS 2000 TO 2005, THERE WERE ONLY SIX REPLACEMENT UNITS
7 CONSTRUCTED IN THE CITY. IN THIS CONTEXT, WE BELIEVE THAT THE
8 PROJECT REPRESENTS A SIGNIFICANT STEP TOWARDS CREATING MORE
9 AFFORDABLE HOUSING IN THE MARINA. REGARDING INCLUSIONARY
10 UNITS, THE PROJECT WILL BE PROVIDING 17 VERY LOW INCOME UNITS
11 IN FULL COMPLIANCE WITH THE MELLO ACT. THIS MEETS THE COUNTY'S
12 GOAL OF PROVIDING 5% OF THE NET NEW UNITS AS AFFORDABLE TO
13 VERY LOW INCOME TENANTS. COUNTY STAFF DETERMINED THAT THE
14 PROJECT CAN FEASIBLY PROVIDE THIS AMOUNT OF INCLUSIONARY UNITS
15 BUT ONLY WITH AN UNPRECEDENTED COUNTY RENT CREDIT OF OVER \$11
16 MILLION. IT ALSO REQUIRES THE APPLICANT TO FOREGO UP TO \$6
17 MILLION IN NET PRESENT VALUE OF REVENUES. THIS IS IN CONTRAST
18 TO THE APPLICANT'S ORIGINAL PROPOSAL OF 3.6 MILLION DOLLAR IN
19 LIEU FEE. THE COUNTY DETERMINED THE RENT CREDIT BASED ON THE
20 COUNTY'S POLICY OF REQUIRING GROUND RENTS EQUAL TO 10.5
21 PERCENT OF GROSS REVENUE AND REAL WORLD, NOT THEORETICAL,
22 ECONOMIC FACTORS SUCH AS MARKET RETURN ON COST AND PROJECT
23 MARKET AND AFFORDABLE RENTS. THE APPELLANTS MAINTAIN THAT THE
24 SHORES PROJECT SHOULD PROVIDE ADDITIONAL INCLUSIONARY UNITS.
25 THE ESSENCE OF THIS ARGUMENT, WHICH YOU HEARD TIME AND TIME



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1 AGAIN, IS THAT THE PROJECT SHOULD PROVIDE INCLUSIONARY UNITS
2 TO THE MAXIMUM EXTENT FEASIBLE. HOWEVER, THE MELLO ACT DOESN'T
3 SPECIFY ANY SPECIFIC NUMBER OF UNITS, MUCH LESS THE MAXIMUM
4 FEASIBLE. INDEED, AND YOU CAN SEE THE LEGISLATIVE HISTORY
5 ATTACHED TO MY LETTER, THE LEGISLATURE DELETED MAXIMUM EXTENT
6 FEASIBLE LANGUAGE FROM AN EARLIER VERSION OF THE BILL THAT
7 ULTIMATELY RESULTED IN THE MELLO ACT'S ADOPTION. AS ADOPTED,
8 THE ACT ONLY REQUIRES INCLUSIONARY UNITS WHERE FEASIBLE.
9 FEASIBILITY IS BROADLY DEFINED TO ALLOW THE COUNTY TO TAKE
10 INTO ACCOUNT A WIDE RANGE OF ECONOMIC, ENVIRONMENTAL, SOCIAL
11 AND OTHER TECHNICAL FACTORS. THIS GIVES THE COUNTY THE ABILITY
12 TO FORMULATE A POLICY AGAIN IN ACCORDANCE WITH ITS OWN
13 SPECIFIC NEEDS. THE APPELLANTS ARGUE THAT THE REGIONAL
14 PLANNING COMMISSION'S APPROVAL WAS FLAWED BECAUSE THE RPC
15 ITSELF DID NOT PREPARE A DETAILED FEASIBILITY ANALYSIS. THE
16 MELLO ACT DOES NOT REQUIRE SUCH AN ANALYSIS IN THIS CASE.
17 REALLY, A FEASIBILITY ANALYSIS IS NEEDED WHEN AN APPLICANT IS
18 SEEKING NOT TO PROVIDE, TO AVOID PROVIDING THE ON-SITE
19 INCLUSIONARY HOUSING. THAT'S CLEARLY NOT THE CASE HERE. IN ANY
20 EVENT, COUNTY STAFF MADE A FEASIBILITY DETERMINATION IN
21 CALCULATING THE RENT CREDIT IN CONNECTION WITH THE LEASE
22 NEGOTIATIONS. THIS DETERMINATION WAS REFLECTED IN THE AMENDED
23 AND RESTATED LEASE THAT WAS APPROVED BY THIS BOARD ON DECEMBER
24 12TH, 2006. THE REGIONAL PLANNING COMMISSION RELIED ON THIS
25 DETERMINATION AND ITS SUPPORTING ANALYSIS WHEN IT FORMALLY



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1 APPROVED THE PROJECT ON DECEMBER 13TH, 2006. HOWEVER, TO
2 REMOVE ANY POSSIBLE DOUBT AS TO FEASIBILITY AND TO CREATE THE
3 STRONGEST RECORD POSSIBLE, EXHIBIT 3 TO OUR FEBRUARY 27TH
4 LETTER IS A DETAILED FEASIBILITY ANALYSIS BY THE MAXIMA GROUP
5 THAT SETS FORTH THE PRECISE METHODOLOGY THAT THE COUNTY USED
6 TO DETERMINE THE AMOUNT OF THE RENT CREDIT. THIS ANALYSIS
7 SHOWS THAT ANY ADDITIONAL AFFORDABLE UNITS WOULD RENDER THE
8 PROJECT ECONOMICALLY INFEASIBLE WITHOUT AN ADDITIONAL RENT
9 CREDIT FROM THE COUNTY. IN ADDITION, IN THE BREAK, WE'VE HAD A
10 CHANCE TO REVIEW SOME OF THE ANALYSIS PREPARED BY THE
11 APPELLANTS AND THEIR CONSULTANT. WE BELIEVE THAT, AMONG OTHER
12 FLAWS, THE ANALYSIS SUBSTANTIALLY OVERSTATES MARKET RENTS AND
13 MAXIMUM PERMITTED RENTS FOR BOTH THE AFFORDABLE AND THE MARKET
14 RATE UNITS AND ALSO UNDERSTATES BOTH PROJECT COSTS AND VACANCY
15 RATES. WE BELIEVE THAT THE AMOUNT OF THE INCLUSIONARY UNITS IS
16 A POLICY MATTER. AS THIS BOARD KNOWS, COUNTY RESOURCES ARE NOT
17 LIMITLESS. ADDITIONAL INCLUSIONARY UNITS WOULD REQUIRE AN
18 ADDITIONAL RENT CREDIT THAT WOULD DEPRIVE THE COUNTY OF NEEDED
19 GENERAL FUND REVENUES. WE BELIEVE THAT IT IS ENTIRELY
20 APPROPRIATE FOR THE ELECTED MEMBERS OF THIS BOARD OF
21 SUPERVISORS TO DETERMINE WHETHER TO ALLOCATE LIMITED RESOURCES
22 TO SUBSIDIZE AFFORDABLE HOUSING IN THE MARINA OR TO MEET OTHER
23 PRESSING NEEDS SUCH AS HEALTHCARE. I'D LIKE TO RESPOND BRIEFLY
24 TO THE FINE APPEAL. THE ONE THING I WANT TO TALK ABOUT IS THE
25 ISSUE OF SETBACKS. THERE WAS AN ASSERTION THAT THE PROJECT



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1 WOULD BE PROVIDING INSUFFICIENT SETBACKS ALONG ITS WESTERN
2 BOUNDARY ADJACENT TO THE CONDOMINIUM PROJECT. THE REGIONAL
3 PLANNING COMMISSION DETERMINED THAT THE PROPOSED SETBACK IS
4 APPROPRIATE BECAUSE IT EXCEEDS CODE REQUIREMENTS, BECAUSE
5 THERE WILL BE A SUFFICIENT DISTANCE, ACTUAL DISTANCE BETWEEN
6 THE PROJECT AND THE CONDOMINIUMS AND BECAUSE THE COUNTY'S
7 E.I.R. SHOWS THAT THE PROJECT WILL NOT SIGNIFICANTLY IMPACT
8 THE CONDOMINIUM'S VIEWS, LIGHT OR AIR. WITH RESPECT TO THE
9 CODE REQUIREMENTS, THE SPECIFIC PLAN REQUIRES A MINIMUM 10-
10 FOOT SETBACK...

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** I'M GOING TO-- I WON'T HOLD HIS
13 TIME, JUST STOP HIS TIME, IF YOU CAN. THAT LAST STATEMENT IS--
14 LET ME JUST ASK YOU A COUPLE OF DIRECTIONAL QUESTIONS. THE
15 SHORELINE AT THAT PART OF THE MARINA GOES IN WHICH DIRECTION?
16 IS IT NORTH SOUTH?

17

18 **DALE GOLDSMITH:** THE SHORELINE?

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** YES.

21

22 **DALE GOLDSMITH:** YES.

23



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** IS THE CONDOMINIUM PROJECT THAT'S
2 ON THE OTHER SIDE OF DEL STREET OR THE ALLEY OR WHATEVER YOU
3 CALL IT...

4

5 **DALE GOLDSMITH:** THE PRIVATE ACCESS ROAD, YES.

6

7 **SUP. YAROSLAVSKY, CHAIRMAN:** IS THAT STREET A NORTH/SOUTH
8 STREET?

9

10 **DALE GOLDSMITH:** THAT'S MY UNDERSTANDING.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** WHICH SIDE OF THE COMPASS DOES THE
13 SUN RISE FROM?

14

15 **DALE GOLDSMITH:** THE SUN RISES IN THE EAST.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** AND THEREFORE THE CONDOMINIUMS
18 THAT ARE ALONG DEL, THE BACK OF THOSE CONDOMINIUMS FACE THE
19 EAST, DO THEY NOT?

20

21 **DALE GOLDSMITH:** THEY DO.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** THE SUN RISE RISES IN THE EAST, AS
24 YOU JUST ATTESTED.

25



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1 **DALE GOLDSMITH:** THAT'S CORRECT.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** THEREFORE, HOW CAN YOU MAKE THE
4 STATEMENT THAT IT WILL NOT-- THAT A 75 FOOT HIGH BUILDING THAT
5 IS 25 FEET AWAY FROM THEIR WINDOWS WON'T AFFECT THEIR ACCESS
6 TO LIGHT?

7

8 **DALE GOLDSMITH:** WE ACTUALLY HAVE THE-- FIRST OF ALL, I'M NOT
9 MAINTAINING IT. THAT'S THE COUNTY'S E.I.R. THAT'S SAYING IT
10 BUT I HAPPEN TO AGREE WITH THAT CONCLUSION. THE ANALYSIS
11 SHOWS-- AND REMEMBER, SUPERVISOR, THAT, IN THE WINTER, THE SUN
12 IS MUCH FURTHER TO THE SOUTH SO IT'S NOT A DIRECT...

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** I KNOW BUT, IN THE SUMMER AND IN
15 THE SPRING AND IN THE FALL, IT RISES IN THE DUE EAST OR IN THE
16 NORTHEAST.

17

18 **DALE GOLDSMITH:** THAT'S CORRECT. SO, DURING MOST OF THE TIME OF
19 THE YEAR, THERE'S NO SHADOWS CAST AT ALL DUE TO THE ANGLE OF
20 THE SUN. THE COUNTY'S ANALYSIS...

21

22 **SUP. YAROSLAVSKY, CHAIRMAN:** NO, I DON'T BUY THAT. HOW DO YOU--
23 I MEAN, MAYBE IT DOESN'T CAST A SHADOW IN THE WINTER WHEN IT
24 RISES IN THE SOUTHEAST BUT WHEN IT RISES IN THE EAST IN MARCH
25 AND SEPTEMBER-- I WILL PERMIT YOU...



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1

DALE GOLDSMITH: SO I JUST WANT TO TALK ABOUT THE WINTER FIRST.
REFERRING TO THE SUMMER, WHEN THE SUN IS AT ITS HIGHEST POINT
IN THE SKY, THE ANALYSIS SHOWS THAT, ALTHOUGH THERE WILL BE
SHADOWS IN THE VERY EARLY MORNING, THOSE SHADOWS WILL BE GONE
BY 7:40 A.M., SO THERE'S ONLY ABOUT 90 OR SO MINUTES OF SHADOW
AND THAT'S ONLY DURING THE SUMMER SOLSTICE. AS THE SUN MOVES
ACROSS THE SKY, THE SHADOW INCREMENTS GET SHORTER AND SHORTER,
BASED ON CRITERIA, BOTH CITY AND COUNTY CRITERIA, BOTH WERE
APPLIED BECAUSE THE CONDOMINIUMS ARE ACTUALLY LOCATED IN THE
CITY OF LOS ANGELES. THE ANALYSIS CONCLUDED THAT, UNDER EITHER
CRITERIA, THIS DID NOT CONSTITUTE A SIGNIFICANT SHADE AND
SHADOW IMPACT.

14

SUP. YAROSLAVSKY, CHAIRMAN: SO WHEN YOU SAY THE SHADOWS WILL--
IN THE WINTER SOLSTICE WILL EXPIRE AT 7:45?

17

DALE GOLDSMITH: 7:40, ACCORDING TO THE...

19

SUP. YAROSLAVSKY, CHAIRMAN: 7:40. WHATEVER.

21

DALE GOLDSMITH: SUMMER SOLSTICE.

23

SUP. YAROSLAVSKY, CHAIRMAN: OKAY. I THINK YOU SAID WINTER. SO
SUMMER. WE'RE TALKING ABOUT THE SUMMER.

25



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1

2 **DALE GOLDSMITH:** I APOLOGIZE. DURING THE SUMMER SOLSTICE AND,
3 INDEED, THIS EXHIBIT IS FROM THE E.I.R. WHICH-- AND I
4 APOLOGIZE IF IT'S DIFFICULT TO SEE, WHICH DEPICTS WHERE THE
5 SHADE AND SHADOWS ARE.

6

7 **SUP. YAROSLAVSKY, CHAIRMAN:** I GUESS THE QUESTION I WOULD ASK
8 IS, WHAT IS THE DIFFERENCE BETWEEN THE SHADOW THAT'S BEING
9 CAST CURRENTLY AND THE SHADOW THAT WILL BE CAST BY THIS
10 BUILDING DURING THE VARIOUS TIMES OF THE YEAR?

11

12 **DALE GOLDSMITH:** I BELIEVE THAT, AT LEAST DURING THE SUMMER
13 SOLSTICE, THIS WILL REPRESENT THE NET NEW SHADOW BUT,
14 CURRENTLY, I DON'T THINK...

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** HOW MANY MORE MINUTES OF SHADOW
17 WILL THESE...

18

19 **DALE GOLDSMITH:** I THINK IT'S APPROXIMATELY 90 MINUTES.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** 90 MINUTES. WHAT ARE THE...

22

23 **DALE GOLDSMITH:** BUT ONLY IN THE EARLY MORNING.

24



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** WHAT ARE THOSE 90 MINUTES? FROM
2 SUNRISE TO 7:40?

3

4 **DALE GOLDSMITH:** I BELIEVE IT'S 5:30-- YEAH, SUNRISE TO 7:40.

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** AND THE REST OF THE DAY? IN THE
7 AFTERNOON, THEY'RE IN THE SHADOW ANYWAY, AREN'T THEY, BECAUSE
8 THE SUN IS SETTING ON THE OTHER SIDE OF THE BUILDING?

9

10 **DALE GOLDSMITH:** YEAH, BUT THE SHADOWS ARE CAST BY THE OWNED
11 BUILDING, BY THE-- BUILDINGS TO THE WEST OR THE BUILDINGS
12 THEMSELVES WILL CAST SHADOWS TO THE EAST.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** SO HOW MUCH SUNLIGHT WILL REACH
15 THESE-- THE BACKS OF THESE CONDOS DURING THE DAY, FROM 7:40
16 A.M. IN THE SUMMER SOLSTICE, 7:40 A.M. UNTIL WHEN WILL THERE
17 BE SUNLIGHT? AT WHAT POINT DOES IT CEASE TO BE IN THE
18 SUNLIGHT?

19

20 **DALE GOLDSMITH:** YEAH, I CAN'T ANSWER THAT BECAUSE, AGAIN, I'M
21 RELYING ON THE E.I.R. THOUGH I BELIEVE THE E.I.R. CONSULTANT'S
22 HERE BUT THE INCREMENTAL SHADOW IS ONLY IN THE VERY EARLY
23 HOURS OF THE MORNING. AND THEN-- IT'S GONE BY 7:40 AND, AS
24 SHOWN ON HERE WITHOUT SHADOW, THAT WOULD I THINK-- I THINK IT
25 MEANS SUN. OBVIOUSLY, AS THE SUN GOES OVER AT A CERTAIN POINT,



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1 THERE WILL BE SHADOWS CAST BUT, IN TERMS OF PROJECT
2 INCREMENTAL SHADOWS, THEY'RE ONLY UP TO 90 MINUTES IN THE VERY
3 EARLY HOURS OF THE MORNING.

4

5 **SUP. YAROSLAVSKY, CHAIRMAN:** HOW ABOUT THE OTHER PARTS OF THE
6 CALENDAR? HOW ABOUT THE EQUINOX AND THE WINTER SOLSTICE?

7

8 **DALE GOLDSMITH:** NO SHADOWS CAST AT ALL, AGAIN, ACCORDING TO
9 THE COUNTY'S FINAL E.I.R. THERE ARE A NUMBER OF SHADE AND
10 SHADOW EXHIBITS THAT VERY CLEARLY DEPICT THIS AT VARIOUS TIMES
11 OF THE YEAR.

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** SO THERE IS NO DIMINUTION OF
14 ACCESS TO LIGHT AT ANY OTHER TIME OF THE YEAR OTHER THAN ON
15 DECEMBER 21ST?

16

17 **DALE GOLDSMITH:** NO, AGAIN, IT'S ONLY DURING THE SUMMER
18 SOLSTICE WHEN THE SUN IS AT ITS HIGHEST POINT IN THE SKY...

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** I MEANT JUNE 21ST.

21

22 **DALE GOLDSMITH:** YEAH, JUNE 21ST. THE MAXIMUM DURATION IS 90
23 MINUTES THEN, ON EITHER SIDE OF JUNE 21ST, THE SHADOWS
24 DIMINISH EARLIER AND EARLIER TO THE POINT OF ZERO AT A CERTAIN



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1 POINT, WHICH I THINK THE E.I.R. CONSULTANT WILL PROBABLY TELL
2 YOU THE PRECISE DATE.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** WHAT IS THE POINT AT WHICH THERE'S
5 NO NET IMPACT ON SHADOW? IS THERE ANYBODY HERE WHO KNOWS THE
6 ANSWER TO THAT QUESTION?

7

8 **RUSSELL FRICANO:** MR. SUPERVISOR, MAY I SUGGEST WE HAVE ERIC
9 SAKOWITZ SPEAK TO THAT. THE COMMISSION RELIED ON HIS
10 EXPERTISE...

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** SURE. WHOEVER HAS THE ANSWER.

13

14 **RUSSELL FRICANO:** ...WHEN THIS ISSUE CAME UP AT THE COMMISSION
15 HEARING.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** WHILE HE COMES UP HERE, I'LL LET
18 YOU GO AHEAD AND FINISH YOUR TESTIMONY.

19

20 **DALE GOLDSMITH:** OKAY. WELL, ONE OF THE THINGS I WAS GOING TO
21 TALK ABOUT WITH SHADE AND SHADOW BUT, AGAIN, ADDRESSING THE
22 CODE REQUIRED SETBACK, IT'S 10 FEET, THE PROJECT WILL PROVIDE
23 33 FEET, WHICH IS OVER THREE TIMES THE REQUIRED MINIMUM. THIS
24 SETBACK DOES INCLUDE DELL AVENUE. DELL AVENUE IS A PRIVATE
25 ACCESS ROAD, IT'S NOT A PUBLIC STREET, IT'S LOCATED ENTIRELY



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1 WITHIN THE PROPERTY SO IT'S APPROPRIATE THAT THAT BE INCLUDED
2 IN THE SETBACK. THE SETBACK DOES NOT INCLUDE, HOWEVER, PARCEL
3 104 WHICH IS THE DEL REY SHORES PERSONAL WAREHOUSES, WHICH IS
4 LOCATED BETWEEN THE CONDOMINIUMS AND DELL AVENUE TO THE WEST
5 AND, AS A RESULT, THE NEAREST FACES OF THE SHORES APARTMENTS,
6 THE PROPOSED APARTMENTS WILL BE 70 FEET SIX INCHES DISTANCE
7 FROM THE CONDOMINIUMS. IF YOU'D LIKE-- SHOULD I KEEP GOING?

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** NO, NO. FINISH IT UP AND I'LL ASK
10 HIM AFTERWARDS.

11

12 **DALE GOLDSMITH:** IN ADDITION, AT THE TOP OF THE PROJECT'S
13 PARKING PODIUM, WHICH IS MORE THAN TWO-- WHICH IS ABOUT TWO
14 STORIES TALL, THE FACES OF THE RESIDENTIAL UNITS WILL BE
15 STEPPED BACK AN ADDITIONAL UP TO 24 FEET WITH AN AVERAGE STEP-
16 BACK OF 12 FEET. THUS THE PORTIONS OF THE PROJECT ALONG DELL
17 AVENUE THAT WOULD MATERIALLY EXCEED THE HEIGHT OF THE EXISTING
18 BUILDINGS WOULD BE ABOUT 57 FEET FROM THE EXISTING PROPERTY
19 LINE. FIGURE ONE TO THE FINAL E.I.R., AND I'LL PASS OUT COPIES
20 HERE SHOWING THESE DISTANCES, WHICH SHOWS THAT, TAKING INTO
21 ACCOUNT THE SETBACK, THE EXISTING STORAGE UNITS AND THE
22 EXISTING SETBACKS ON THE CONDOMINIUM PROPERTY, THE PROJECT
23 WILL BE LOCATED BETWEEN 70 FEET, 6 INCHES AND 87 FEET 5 INCHES
24 FROM THE CONDOMINIUM UNITS. I WENT OUT OF ORDER BUT I WAS
25 GOING TO TALK ABOUT SHADE AND SHADOW FIRST BUT I'LL TALK A



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1 LITTLE BIT ABOUT VIEWS AND WE'RE GOING TO BE PASSING OUT SOME
2 PHOTOGRAPHS AS WELL THAT I'LL SUGGEST YOU REFER TO. THE FIRST
3 FLOOR OF THE CONDOMINIUMS LOOK OUT THE BRICK WALL ALONG THE
4 PERSONAL WAREHOUSE UNITS, SO THERE REALLY IS NO VIEW NOW. THAT
5 WILL NOT CHANGE. WITH RESPECT TO THE SECOND FLOOR, THOSE UNITS
6 LOOK OUT AT THE REAR OF AN AGING AND UNSIGHTLY EXISTING
7 APARTMENT BUILDING. THESE APARTMENT WILL BE REPLACED WITH A
8 NEW, WELL DESIGNED PROJECT AND THE REAR ELEVATION OF THE
9 PROJECT WILL BE ARTICULATED TO HELP BREAK UP ADDITIONAL
10 MASSING. FURTHERMORE, THERE WILL BE AN ADDED LANDSCAPE PLANTED
11 TO TRY TO SOFTEN THE EDGE. WITH RESPECT TO AIR CIRCULATION
12 THAT WAS ANOTHER CONCERN, THE PROJECT WILL NOT DISRUPT AIR
13 CIRCULATION. ON MOST DAYS, THE WIND BLOWS FROM THE WEST SO
14 THERE WON'T BE ANY IMPACT ON THE CONDOMINIUMS TO THE WEST. ON
15 THE DAYS THAT IT BLOWS FROM THE EAST, THE E.I.R. CONCLUDED
16 THAT THE AIR CIRCULATION AT THE CONDOMINIUMS WOULD BE SIMILAR
17 TO EXISTING CONDITIONS. IN RESPONSE TO THE CONCERNS OF THE
18 CONDOMINIUM OWNERS, WE DID LOOK AT TRYING TO BRING BACK THE
19 BUILDING, PUSHING THE ENTIRE MASS BACK AN ADDITIONAL 10 OR 15
20 FEET. THE PROBLEM IS THAT THAT WOULD RESULT IN A LOSS OF
21 APPROXIMATELY 20 UNITS, IT WOULD RESULT IN THE LOSS OF PARKING
22 AND RESULT IN SOME OF THE TWO BEDROOM UNITS BEING REPLACED
23 WITH ONE BEDROOM UNIT AND, GIVEN THE HEAVY BURDEN THAT THE
24 AFFORDABLE HOUSING IS PLACING ON THIS PROJECT, WE SIMPLY CAN'T
25 AFFORD TO LOSE THOSE UNITS. IN ADDITION, IN ORDER TO AVOID A



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1 LOSS OF FURTHER UNITS, WE COULD TRY TO PUSH THE PROJECT ALONG
2 THE MARINA. THAT WOULD ELIMINATE THE CURRENT STAGGERING AND
3 THE LANDSCAPE POCKETS AND THE STAGGERING IS, WE BELIEVE,
4 CONSISTENT WITH THE SPECIFIC PLAN WHICH DESIGNATES VIA MARINA
5 AS A SCENIC HIGHWAY MERITING FIRST PRIORITY STATUS. AND WE
6 UNDERSTAND THAT THE DESIGN CONTROL BOARD MUST STILL APPROVE
7 THE FINAL LANDSCAPING PLANS. THE BOARD, IF IT'S STILL
8 CONCERNED, CAN DIRECT THE DCB TO PAY SPECIAL ATTENTION TO
9 ENHANCE LANDSCAPING AT THE PROJECT'S WESTERN EDGE TO SOFTEN
10 THE APPEARANCE AND FURTHER REDUCE THE ALREADY INSIGNIFICANT
11 IMPACTS. THANK YOU FOR YOUR CONSIDERATION.

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** PLEASE. GO AHEAD.

14

15 **SUP. BURKE:** ON THIS PHOTO, THIS IS DELL, THESE ARE THE STORAGE
16 UNITS. THE STORAGE UNITS ARE REMOVED, IS THAT CORRECT?

17

18 **DALE GOLDSMITH:** NO. THE STORAGE UNITS, SUPERVISOR BURKE, WILL
19 REMAIN. THE PERSONAL WAREHOUSES, YES.

20

21 **SUP. BURKE:** THEY'LL REMAIN?

22

23 **DALE GOLDSMITH:** YES.

24

25 **SUP. BURKE:** THE STORAGE UNITS REMAIN.



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1

2 **DALE GOLDSMITH:** AND WILL BUFFER THE CONDOMINIUMS. THEY'LL ACT
3 AS A BUFFER.

4

5 **SUP. BURKE:** I SEE. PRESENTLY, DEL RAY SHORES IS, WHAT, THREE
6 STORY?

7

8 **DAVID LEVINE:** THIS IS DAVID LEVINE, I'M CHIEF OF STAFF TO
9 JERRY EPSTEIN, THE LESSEE OF DEL REY SHORES. PRESENT, DEL RAY
10 SHORES' 202 UNITS, TWO STOREY, GARDEN STYLE WALK UP UNITS;
11 HOWEVER, THERE'S A 16-FOOT DIFFERENCE IN GRADE OVER THE COURSE
12 OF PARCELS 100 AND 101, SO YOU'LL SEE IN THE CASE OF AT LEAST
13 ONE OF THE PHOTOGRAPHS, YOU'LL SEE THAT THERE'S A 17-FOOT HIGH
14 WALL THAT CONSTITUTE STORAGES ALONG THE PRIVATE ROAD, DELL
15 ROAD. ON TOP OF THAT IS A CARPORT FOR DEL REY SHORES NORTH AND
16 THEN THERE IS A THREE-STORY BUILDING.

17

18 **SUP. BURKE:** IS THAT THE RIGHT ONE?

19

20 **DAVID LEVINE:** NO, THAT'S A DIFFERENT PHOTO.

21

22 **SUP. BURKE:** IT'S THIS ONE. RIGHT?

23

24 **DAVID LEVINE:** THIS ONE RIGHT HERE. SO YOU SEE, THESE ARE THE
25 PERSONAL WAREHOUSES. THEY REMAIN. THAT'S PARCEL 104. THIS IS--



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1 WE'RE LOOKING AT PHOTO NUMBER 6. THIS IS THE DEL REY SHORES
2 PERSONAL WAREHOUSES, PARCEL NUMBER 104, AND THEN THERE'S THE
3 PRIVATE ROAD, DELL AVENUE, AND THEN YOU SEE THIS STRUCTURE
4 HERE, THIS IS A 17-FOOT HIGH WALL THAT IS CURRENTLY WHAT THE
5 CONDOMINIUM OWNERS LOOK AT WHEN THEY LOOK TO THE EAST. YOU CAN
6 SEE THAT THERE ARE STORAGES THAT ARE HERE THAT CAN BE ACCESSED
7 FROM DELL AVENUE AND THEN, ON THE OTHER SIDE, HERE, ARE
8 CARPORTS THAT SERVICE THESE APARTMENTS HERE. SO THE ACTUAL DEL
9 REY SHORES APARTMENTS ARE TWO STORY APARTMENTS THAT ARE ABOVE
10 A CARPORT. SO, ACTUALLY, WHERE DEL REY SHORES NORTH IS HERE IS
11 ACTUALLY THREE STORIES HIGH AND THEN YOU'VE GOT THIS 17-FOOT
12 HIGH WALL THAT IS ALSO PRESENT ON THE SITE WITH A DIFFERENT
13 STRUCTURE FOR THOSE USES I'VE OUTLINED.

14

15 **SUP. BURKE:** THAT'S WHAT I WANTED TO GET CLEAR BECAUSE IT
16 APPEARS THAT WAY FROM THIS PHOTO.

17

18 **DAVID LEVINE:** CORRECT. NOW, FRANKLY, ALSO, IF YOU APPROACH DEL
19 REY SHORES FROM MARCASES WAY, FROM THE SOUTH, YOU HAVE DEL REY
20 SHORES SOUTH, WHICH IS PARCEL 100 AND THERE WE HAVE THIS VIEW
21 RIGHT HERE, PHOTO NUMBER 5. OKAY? SO THESE CARPORT SPACES ARE
22 IMMEDIATELY ACCESSIBLE OFF OF DELL AVENUE AND THEN YOU HAVE A
23 TWO-STORY APARTMENT BUILDING RIGHT ABOVE THAT. AND THAT'S
24 DIRECTLY ON DELL AVENUE, IF YOU WILL. IT IS NOT SET BACK LIKE



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1 THOSE APARTMENTS ARE. SO THERE ARE TWO PARCELS HERE AND THERE
2 ARE DIFFERENCES BETWEEN THEM.

3

4 **SUP. BURKE:** I SEE.

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** MR. LEVINE, ON THE TWO PARCEL
7 DIFFERENCES, THE TWO PARCELS THAT YOU JUST DISCUSSED, IS THE
8 NEW PROJECT GOING TO BE SET BACK ANY MORE IN ONE PART-- IN ONE
9 PARCEL THAN IN THE OTHER?

10

11 **DAVID LEVINE:** NO. THE NEW PROJECT WILL BE SET BACK A
12 CONSISTENT DISTANCE.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** AND HOW FAR IS THAT SET BACK? IS
15 THAT DEPICTED THERE?

16

17 **DALE GOLDSMITH:** I THINK IT'S APPROXIMATELY 34 FEET BUT DO
18 KEEP...

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** 34 FEET FROM WHERE?

21

22 **DAVID LEVINE:** FROM THE PROPERTY LINE AND THAT DOESN'T INCLUDE
23 THE PERSONAL WAREHOUSES, WHICH IS PARCEL 104. BUT I DID WANT
24 TO REITERATE THAT THE APARTMENTS THEMSELVES ABOVE THE PARKING
25 PODIUM, WHICH IS TWO STORIES, WILL BE SET BACK UP TO AN



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1 ADDITIONAL 24 FEET, SO IT WON'T BE A COMPLETELY MONOLITHIC
2 WALL.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** EXPLAIN THAT AGAIN.

5

6 **DAVID LEVINE:** THE PROJECT IS, I GUESS, STAIR STEPPED, AS IT
7 WERE. THERE'S THE PARKING PODIUM THAT WILL BE 33 FEET FROM THE
8 PROPERTY LINE AND THAT WILL GO UP TO ABOUT TWO STORIES BUT THE
9 UNITS THEMSELVES WILL BE SET BACK UP TO AN ADDITIONAL 24 FEET
10 FROM THE FACE OF THE PODIUM, WITH AN AVERAGE SETBACK OF 12
11 FEET. THERE'S SOME MODULATION OR ARTICULATION THAT WAS
12 DESIGNED IN IN AN EFFORT TO TRY TO BREAK UP SOME OF THE
13 MASSING.

14

15 **DAVID LEVINE:** THERE ARE VERY LARGE PATIOS AS WELL, SO YOU HAVE
16 THE PODIUM, WHICH IS 33 FEET FROM THE PROPERTY LINE AND THEN
17 THE ACTUAL APARTMENTS ACTUALLY BEGIN UP TO 24 FEET AFTER THAT
18 33 FEET AND THAT NUMBER...

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** DO YOU HAVE A RENDERING OF THE
21 BUILDING? I KNOW THAT THERE WAS A PICTURE-- I DON'T HAVE IT
22 HANDY, A RENDERING OF THE BUILDING. I'D LIKE TO SEE WHAT
23 YOU'RE DESCRIBING BECAUSE I DIDN'T SEE IT THAT WAY. I SAW IT
24 PRETTY VERTICAL BUT I MAY BE WRONG.

25



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1 **SPEAKER:** (OFF-MIKE).

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** YEAH, BUT THAT'S-- I WANT A GROUND
4 LEVEL LOOK AT IT, NOT THE SCHEMATIC. I SAW IT LAST-- I LOOKED
5 AT IT LAST NIGHT.

6

7 **DAVID LEVINE:** I APOLOGIZE, SUPERVISOR, FOR THE SCALE BUT-- AND
8 WE DID PASS OUT, I BELIEVE...

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** I'M LOOKING AT THIS. DO YOU HAVE
11 THAT? I CAN'T SEE WHERE IT'S TERRACED BACK.

12

13 **DALE GOLDSMITH:** YEAH, UNFORTUNATELY, SUPERVISOR, THAT'S A FLAT
14 PERSPECTIVE. AS PART OF OUR DESIGN CONTROL BOARD SUBMITTAL,
15 YOU CAN ON THIS EXHIBIT THAT SHOWS THE DISTANCES, YOU CAN SEE
16 AND I BELIEVE WE PASSED OUT...

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** I HAVE A COPY OF THAT HERE, TOO,
19 SO...

20

21 **DALE GOLDSMITH:** ...GET COPIES OF THIS, BUT-- AND IT'S A LITTLE
22 HARD TO SEE AND I APOLOGIZE FOR THAT BUT THERE'S A HARD LINE
23 HERE, A VERY STRAIGHT LINE THAT GOES ALL THE WAY ALONG BUT THE
24 FACES OF THE APARTMENTS UNDULATE AN ADDITIONAL DISTANCE SO



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1 THAT THE DARKER ABOVE THE FINER LINE SHOWS THE ARTICULATION.

2 UNFORTUNATELY, GIVEN THE SCALE OF THIS, IT'S HARD...

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** I UNDERSTAND. HOW MANY FEET
5 DIFFERENCE IS IT IN THE ARTICULATION? GOES FROM HOW FAR-- HOW
6 FAR BACK DOES IT GO?

7

8 **DAVID LEVINE:** IT'S AS MUCH AS 24 FEET WITH AN AVERAGE OF 12.

9

10 **SUP. YAROSLAVSKY, CHAIRMAN:** AS MUCH AS 24 FEET DIFFERENCE
11 BETWEEN ONE PART OF THE BUILDING AND ANOTHER PART OF THE
12 BUILDING?

13

14 **DAVID LEVINE:** FROM THE FACE OF THE APARTMENT...

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** SO IT GOES IN 24, AND THEN 24, IN
17 12, OUT 12, IN 24...

18

19 **DAVID LEVINE:** IT UNDULATES, THAT'S CORRECT.

20

21 **SUP. YAROSLAVSKY, CHAIRMAN:** WHY-- THAT'S A LOT OF FEET, BY ANY
22 STANDARD.

23

24 **DAVID LEVINE:** YEAH, THE PATIO IS ON TOP OF THE PODIUM. AND, IN
25 ORDER TO ACCOMMODATE THOSE PATIOS, AND, AGAIN, BREAK UP THE



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1 MASSING, THE FACE OF THE APARTMENTS THEMSELVES UNDULATE AND
2 THAT'S PROBABLY NOT THE BEST PICTURE AND THE DESIGN MAY HAVE
3 EVOLVED A LOT SINCE THEN ANYWAY.

4

5 **SUP. YAROSLAVSKY, CHAIRMAN:** WELL, MS. MOLINA ASKED A VERY
6 LEGITIMATE QUESTION, WHY DOES IT MATTER? AND IT'S A LEGITIMATE
7 QUESTION. AND THE REASON, IN MY JUDGMENT AND I THINK A LOT OF
8 THE REASON THAT THE PEOPLE WHO LIVE ON-- THAT YOU HEARD FROM
9 IN THE FIRST INSTANCE, THE ONE APPELLATE FROM THE CONDO
10 ASSOCIATION, IS-- THESE ARE MY WORDS, I DON'T WANT TO SPEAK
11 FOR THEM, IS THE SHOCK OF LOOKING AT A 2-1/2-STORY BUILDING,
12 WHERE MR. LEVINE DESCRIBED TWO STORIES ABOVE A CARPORT, THAT'S
13 PROBABLY 35 OR 40 FEET HIGH, TO WHAT'S GOING TO BE 75 FEET
14 HIGH. AND, BY THE WAY, IT'S NOT A HUNDRED FEET, IT'S 75 FEET.
15 IT'S BAD ENOUGH THAT IT'S 75 FEET, YOU DON'T HAVE TO
16 EXAGGERATE IT. 75 FOOT HIGH THING. SO ON A-- THAT BACKS UP ON
17 A STREET THIS IS ESSENTIALLY THE WIDTH OF AN ALLEY, A WIDE
18 ALLEY. DELL STREET OR DEL DRIVE IS ESSENTIALLY A WIDE
19 ALLEYWAY. AND SO I THINK THEIR CONCERN AND MY CONCERN, TOO, IS
20 IT'S CONSISTENT WITH THE PLAN, WE UNDERSTAND THAT AND THAT'S
21 WHY I ASKED THAT QUESTION BEFORE AND EVEN MR. FINE HAS TO
22 CONCEDE THAT IT'S CONSISTENT WITH THE PLAN. THAT DOESN'T MEAN
23 THAT IT'S THE BEST DESIGN. IT DOESN'T MEAN THAT YOU TOOK ALL
24 THE-- YOU TOOK STEPS ON THE OTHER SIDE TO MAKE SURE THAT-- IS
25 IT VIA MARINA, THAT THE SCENIC HIGHWAY, THAT YOU TOOK CARE OF



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1 THEM BUT TO THE PEOPLE IN THE BACK OF YOU WHO HAPPEN TO BE IN
2 THE CITY OF LOS ANGELES, WHO ALSO HAPPEN TO BE MY
3 CONSTITUENTS, THERE WAS A LITTLE LESS OF AN ATTENTION. SO THE
4 ARTICULATION, BOTH IN TERMS OF VERTICAL AND HORIZONTAL
5 ARTICULATION, TO ANSWER YOUR QUESTION, SOMETIMES, IF IT'S DONE
6 RIGHT, CAN CREATE THE-- I DON'T WANT THIS TO BE
7 MISINTERPRETED, CREATE THE ILLUSION IN THE BEST SENSE OF
8 OPENNESS AND IT'S-- I MEAN, THERE ARE PLENTY OF APARTMENT AND
9 CONDO PROJECTS AROUND LOS ANGELES THAT HAVE BEEN DONE RIGHT.
10 THERE ARE MANY MORE THAT HAVE BEEN DONE WRONG BUT THERE ARE
11 THOSE THAT-- THEY ARTICULATE SO THAT YOU DON'T GET THE FEELING
12 THAT IT'S THE GREAT WALL THAT YOU'RE LOOKING AT.

13

14 **DALE GOLDSMITH:** AND, INDEED, THAT WAS THE DESIGN INTENT,
15 STEPPING BACK.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** AND, DALE, ALL I WOULD ASK YOU IS
18 WHY, IF THAT'S THE CASE, WHY DOESN'T THE RENDERING-- OF 24
19 FEET, THAT WAS WHAT I WAS GOING TO SAY BEFORE, 24 FEET
20 ARTICULATION IS A LOT, AND AT LEAST IN THE HORIZONTAL
21 DIRECTION BACK AND FORTH, I CAN'T EVEN IMAGINE THAT BASED ON
22 THE RENDERING I'M LOOKING AT. SO I DON'T THINK THIS RENDERING
23 REPRESENTS THAT AT ALL.

24



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1 **DAVID LEVINE:** NO, IT'S A FLAT, STRAIGHT-ON PERSPECTIVE WHICH
2 SHOWS NO DEPTH WHATSOEVER.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** SO HOW DO WE-- HOW CAN YOU-- I
5 MEAN, DO YOU HAVE ANY RENDERING THAT-- SOMEWHERE THAT SHOWS
6 OTHER THAN THIS AERIAL SCHEMATIC?

7

8 **DALE GOLDSMITH:** I DON'T THINK WE HAVE IT WITH US. I THINK THAT
9 MAY BE THE BEST WE HAVE BUT I THINK IT DOES DEMONSTRATE THERE
10 IS SOME UNDULATION THERE AND IS SOME MODULATION.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** HOW ABOUT VERTICAL? IS THERE ANY
13 DIFFERENTIAL IN THE VERTICAL, VERTICALITY? SOME HIGHER AND
14 SOME LOWER?

15

16 **DALE GOLDSMITH:** THERE ARE SOME ARCHITECTURAL ELEMENTS...

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** ASIDE FROM THE ARCHITECTURAL
19 ELEMENTS. THAT'S WHERE THE 100 FEET COMES FROM.

20

21 **DAVID LEVINE:** NO, IT'S FIVE STORIES OF APARTMENTS ABOVE THE
22 TWO-STORY PODIUM, SO THE ANSWER IS THAT THERE IS NO VERTICAL
23 VARIABILITY TO THE UNITS.

24



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** IS THAT SOMETHING THAT, AT THIS
2 POINT IN TIME, IF YOU WERE ASKED TO DO IT, YOU COULD STILL
3 CONSIDER DOING IT? SOME TREATMENT AT THE TOP THAT-- AND I'M
4 NOT SURE IT'S A GOOD IDEA, BECAUSE I DON'T HAVE...

5

6 **DAVID LEVINE:** WE'VE PROPOSED ARCHITECTURAL TREATMENTS THAT
7 WERE APPLAUDED BY THE DESIGN CONTROL BOARD AND THE REGIONAL
8 PLANNING COMMISSION AND THOSE ARE THE ARCHITECTURAL TREATMENTS
9 THAT GO ABOVE THE 75-FOOT HEIGHT, SO WE'RE IN A DIFFICULT SPOT
10 HERE. WE DID WHAT WE BELIEVE IS A SENSITIVE AND BALANCED
11 APPROACH TO MEETING THE NEEDS TO PROVIDE 544 UNITS IN THE MOST
12 EFFICIENT STRUCTURE POSSIBLE, AGAIN UNDERSTANDING THAT WE
13 COULD HAVE GONE MUCH HIGHER AND WE DIDN'T. SO WE HAVE TRIED TO
14 BE SENSITIVE AND TO IMPLEMENT A BALANCED APPROACH TO THE
15 DEVELOPMENT THAT WOULD BE IN KEEPING WITH THE CHARACTER OF THE
16 COMMUNITY, UNDERSTANDING FULL WELL THAT THERE IS A TOWER IN
17 THE PARCEL DIRECTLY TO THE NORTH OF US THAT IS 14 STORIES
18 HIGH.

19

20 **SUP. YAROSLAVSKY, CHAIRMAN:** BUT IT'S NOT THIS CLOSE AND IT'S
21 NOT THIS WIDE. BUT ANYWAY, THAT'S OKAY, I UNDERSTAND YOUR
22 POINT. CAN I JUST GET BACK TO THE LAST THING ON THE SHADOW
23 THAT CAME UP DURING MR. GOLDSMITH'S TESTIMONY.

24

25 **ERIC SAKOWITZ:** ERIC SAKOWITZ FROM IMPACT SCIENCES.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** WHEN DO WE REACH THE NO HARM, NO
3 FOUL POINT? THAT IS, WHERE THERE'S NOT-- WE STIPULATE THAT, ON
4 JUNE THE 21ST, IN THE SUMMER SOLSTICE, THERE IS AN HOUR AND 50
5 MINUTES, AN HOUR AND 40 MINUTES OF ADDITIONAL SHADOW BEYOND
6 WHAT'S THERE NOW. WHEN DO WE GET TO THE ZERO POINT, WHAT
7 DATES?

8

9 **ERIC SAKOWITZ:** WE DIDN'T CALCULATE THE SPECIFIC DATE FOR THAT,
10 SUPERVISOR. WHAT WE WERE ATTEMPTING TO DO IN THE E.I.R. IS TO
11 DEFINE HOW MUCH ADDITIONAL TIME THE STRUCTURES TO THE WEST ON--
12 - TO THE WEST OF DELL AVENUE WOULD BE SHADED BY THE NEW...

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** THAT'S WHAT I WANT TO KNOW, IS HOW
15 MUCH ADDITIONAL TIME...

16

17 **ERIC SAKOWITZ:** IT'S 90 MINUTES.

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** 90 MINUTES ON JUNE THE 21ST.

20

21 **ERIC SAKOWITZ:** ON JUNE THE 21ST, THAT'S CORRECT.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. WHAT IS IT ON MAY 21ST?

24



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1 **ERIC SAKOWITZ:** WE DIDN'T CALCULATE THAT SPECIFICALLY. IT WOULD
2 GET LESS AND LESS WITH TIME BUT, WHEN THE SPECIFIC TIME IS, WE
3 DID NOT SPECIFICALLY CALCULATE THAT SPECIFIC DAY WHEN IT WAS
4 NO HARM, NO FOUL. AT THE WINTER SOLSTICE, IN DECEMBER, THEY'RE
5 NOT SHADED, BUT I DON'T KNOW THE SPECIFIC DATE IN THE MEAN
6 TIME, WE DIDN'T CALCULATE THAT. IT'S EASY ENOUGH TO DO, WE
7 COULD GET THAT TO YOU UPON YOUR REQUEST.

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** WELL, THE TROUBLE IS, YOU'RE
10 ASKING US TO MAKE A DECISION. I JUST-- OKAY. DID YOU DO THAT
11 CALCULATION AS PART OF YOUR SHADE/SHADOW ANALYSIS OR DID YOU
12 JUST TAKE THE JUNE 21ST DATE?

13

14 **ERIC SAKOWITZ:** NO, WE DID THE JUNE 21ST DATE, WE DID THE
15 WINTER SOLSTICE, WE DID THE SUMMER SOLSTICE DATES BUT IT WAS
16 DESIGNED AROUND THE SIGNIFICANCE CRITERIA THAT WERE DEFINED BY
17 THE COUNTY OF LOS ANGELES. AND, IN THIS CASE, THE CITY OF LOS
18 ANGELES, WHICH FOCUSED ON ADDITIONAL SHADING THAT OCCURRED
19 BETWEEN 9:00 A.M. AND 4:00 P.M. IN THE AMOUNT OF ADDITIONAL
20 SHADING. SO OUR FOCUS WAS ON THAT SIGNIFICANT-- THAT SEQUA OF
21 SIGNIFICANCE THRESHOLD THAT WAS DEFINED EITHER "A" BY THE
22 COUNTY OR BY THE CITY IN THIS CASE.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** AND, AS FAR AS THE 9:00 A.M. TO
25 4:00...



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1

2 **ERIC SAKOWITZ:** THERE'S NO EFFECT.

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** IS HE CORRECT, 7:40 A.M. IS WHEN
5 THE WORST-CASE SCENARIO...

6

7 **ERIC SAKOWITZ:** THAT'S CORRECT. SO THE E.I.R. CONCLUDED THAT,
8 YES, THERE WOULD BE ADDITIONAL SHADING ON THE SUMMER SOLSTICE
9 FOR ABOUT 90 MINUTES AND IT WOULD BECOME REDUCED EACH DAY
10 BEFORE THAT OR AFTER THAT BUT-- AND WITH RESPECT TO-- BUT WITH
11 RESPECT TO THE SIGNIFICANCE THRESHOLDS THAT WERE DEFINED BY
12 THE COUNTY AND BY THE CITY WITH REGARD TO SHADING AND THERE
13 ARE THOSE SPECIFIC THRESHOLDS, THE E.I.R. CONCLUDED THAT THE
14 PROJECT WOULD NOT-- THE SHADING CAUSED BY THE PROJECT WOULD
15 NOT EXCEED THOSE THRESHOLDS.

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** WAS THERE TESTIMONY AT THE DESIGN
18 REVIEW BOARD ON THIS ISSUE? I MEAN, WAS THERE TESTIMONY FROM
19 THE PUBLIC? FROM THE PEOPLE WHO LIVED ON THE...

20

21 **ERIC SAKOWITZ:** I DID NOT ATTEND THE DESIGN REVIEW BOARD
22 HEARING SO I DON'T KNOW.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** WHO DID? ANYBODY FROM THE STAFF
25 ATTEND IT? STAN, ARE YOU HERE?



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1

2 **DALE GOLDSMITH:** SUPERVISOR, APPARENTLY, THERE WAS NO TESTIMONY
3 BY DESIGN CONTROL BOARD BUT SOME TESTIMONY AS PART OF THE
4 REGIONAL PLANNING COMMISSION DELIBERATIONS AND THE FINAL
5 E.I.R. CONTAINS A LENGTHY SECTION ADDRESSING SHADE AND SHADOW
6 ISSUES IN RESPONSE TO THOSE COMMENTS.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** SO THERE WERE PEOPLE FROM THE
9 CONDO ASSOCIATION. STAN, DO YOU HAVE THE-- HE CAN'T RECALL?

10

11 **DALE GOLDSMITH:** MR. FINE SUBMITTED SOMETHING LIKE SIX OR SEVEN
12 LETTERS.

13

14 **SUP. YAROSLAVSKY, CHAIRMAN:** AT THE COMMISSION OR AT THE...

15

16 **DALE GOLDSMITH:** OH, AT THE COMMISSION.

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** WAS THERE ANY TESTIMONY AT THE
19 DRB?

20

21 **DAVID LEVINE:** AT THE DESIGN CONTROL BOARD?

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** THE DESIGN CONTROL BOARD.

24



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1 **DAVID LEVINE:** I DON'T RECALL IF THERE WAS SPECIFIC TESTIMONY
2 ON THE SUN AND SHADE ISSUES OR THE LIKE. IT WOULD HAVE BEEN
3 PRIOR TO THE SUBMITTAL OF OUR APPLICATION FOR THE COASTAL
4 DEVELOPMENT PERMIT AND PRIOR TO WHEN THE WORK THAT WOULD NEED
5 TO BE DONE AND REFLECTED IN THE E.I.R. WOULD HAVE BEEN
6 UNDERTAKEN BUT THE DRAFT E.I.R. HAD BEEN AVAILABLE AND THERE
7 HAD BEEN NUMEROUS, AS YOU'VE HEARD, FIVE HEARINGS SUBSEQUENT
8 TO THAT AND WE PREPARED THE STUDIES AND THE FINAL E.I.R. WAS
9 PREPARED TO REFLECT THE QUESTIONS THAT WERE ASKED AND THE
10 RESPONSES.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** THANK YOU, MR. LEVINE.

13

14 **SUP. KNABE:** COUNTY COUNSEL SHOULD KNOW. THEY WERE THERE.

15

16 **RICK WEISS, COUNSEL:** AS MR. LEVINE SAID, BECAUSE THE CURRENT
17 PROCEDURES REGARDING THE DCB'S INITIAL CONCEPTUAL REVIEW HAVE
18 TO TAKE PLACE BEFORE THE APPLICATION IS FILED WITH REGIONAL
19 PLANNING, THE DESIGN DETAILS WERE DONE TO A LESS EXTENSIVE AND
20 ACTUALLY I ASKED A MEMBER OF OUR OFFICE WHO WAS THERE, HE DOES
21 NOT RECALL.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** WAS THE VOTE OF THE DESIGN CONTROL
24 BOARD UNANIMOUS?

25



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1 **DAVID LEVINE:** YES.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** AND WAS THE VOTE OF THE REGIONAL
4 PLANNING COMMISSION UNANIMOUS?

5

6 **DAVID LEVINE:** YES.

7

8 **SPEAKER:** CORRECTION, IT WASN'T. IT WAS 4-TO-1.

9

10 **DAVID LEVINE:** OH, EXCUSE ME. I APOLOGIZE. THE VOTE OF THE
11 REGIONAL PLANNING COMMISSION WAS 4 TO 1. YOUR APPOINTEE
12 OPPOSED THE PROJECT BECAUSE OF CONCERNS ABOUT THE AFFORDABLE
13 HOUSING QUESTION AND HE HAD ONLY COMPLIMENTS ABOUT THE DESIGN
14 ISSUES.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. MR. WEISS, LAST QUESTION I
17 HAVE IS, WHAT-- HOW ARE WE ASSURED THAT THE ARTICULATION THAT
18 HAS BEEN DESCRIBED HERE, SKIMPY AS THE DESCRIPTION IS, BUT THE
19 VERBAL AND THIS DESCRIPTION, WHAT IN THE ACTION THAT THE
20 COMMISSION TOOK AND THAT WE ARE BEING ASKED TO TAKE WOULD
21 ENSURE THAT THIS WOULD HAVE TO BE ADHERED TO, THAT THIS
22 PROFILE WOULD HAVE TO BE ADHERED TO.

23

24 **RICHARD WEISS, COUNSEL:** THE PROFILE, AS I UNDERSTAND IT, IS
25 REFLECTED IN EXHIBIT "A" TO THE COASTAL DEVELOPMENT PERMIT AND



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1 BECOMES PART OF THE PERMIT WHEN IT'S ISSUED AND IT MUST BE
2 COMPLIED WITH WHEN BUILDING PLANS AND BUILDING PERMITS ARE
3 PULLED, THE DEPARTMENT OF PUBLIC WORKS COORDINATES WITH OUR
4 DEPARTMENT OF REGIONAL PLANNING TO MAKE SURE THAT THE PERMIT
5 PLANS ARE CONSISTENT WITH EXHIBIT "A" AS APPROVED BY THE
6 COMMISSION OR, IN THIS CASE, YOUR BOARD, ASSUMING YOU APPROVE
7 IT.

8

9 **DAVID LEVINE:** IF I COULD ALSO ADD, AS MR. GOLDSMITH TESTIFIED,
10 THE FINAL PLANS FOR THIS PROJECT NEED TO GO BACK BEFORE THE
11 DESIGN CONTROL BOARD IN MARINA DEL REY AND, AS MR. GOLDSMITH
12 SUGGESTED, YOU KNOW, WE LOOK FORWARD TO GOING BACK TO THE
13 DESIGN CONTROL BOARD AND THEY'LL MAKE SURE THAT WE'LL DO
14 EXACTLY WHAT WE'VE PROMISED TO DO.

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** DOES THE DESIGN CONTROL BOARD HAVE
17 THE-- THE PROJECT CAN'T GO FORWARD WITHOUT THE DESIGN CONTROL
18 BOARD'S FURTHER APPROVAL?

19

20 **RICHARD WEISS:** THE DESIGN CONTROL BOARD HAS FURTHER APPROVAL
21 WITH RESPECT TO FINAL ARCHITECTURAL COLOR AND OTHER ELEMENTS.
22 MR. LEVINE IS CORRECT. HOWEVER, THEIR AUTHORITY WOULD NOT
23 INCLUDE MAKING CHANGES TO THE ARTICULATION OR THE STRUCTURES
24 AND SO FORTH.

25



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** SO HOW DETAILED IS THE EXHIBIT 1
2 THAT YOU REFERRED TO?

3

4 **RICHARD WEISS:** IS THAT EXHIBIT "A" ON THE BOARD BEHIND? I'M
5 ASKING THE PLANNERS.

6

7 **RUSSELL FRICANO:** WHAT YOU HAVE ON THE BOARD BEHIND YOU IS A
8 COLOR RENDERING OF THE EXHIBIT "A." THE APPLICANT THIS MORNING
9 SUBMITTED A REVISION OF ANOTHER EXHIBIT "A" WITH THE
10 LANDSCAPING REMOVED. I CAN PUT UP FOR YOU THAT I THINK MIGHT
11 SHOW THE ARTICULATION BETTER BUT THAT IS BASICALLY THE PROJECT
12 AS IT CURRENTLY EXISTS THERE BEFORE YOU IN THE COLOR
13 RENDERING.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** WHERE DOES IT SAY THAT YOU HAVE A
16 24-FOOT-- WHERE WOULD I-- OR THE NEIGHBORHOOD BE ABLE TO GO
17 AND SAY YOU'RE REQUIRED TO SET IT BACK, ARTICULATE IT 24 FEET
18 AT THIS LOCATION?

19

20 **DALE GOLDSMITH:** I'M NOT SURE IF IT'S AN EXPRESS CONDITION.
21 AND, AGAIN, 24 IS THE MAXIMUM. OTHERS ARE LESS. WHAT WE COULD
22 DO IS BRING BACK FOR THE FINAL ACTION, IF YOU'RE INCLINED TO
23 GO THIS WAY, A FULLY DIMENSIONED DIAGRAM SHOWING THE
24 ARTICULATIONS TO MAKE SURE THAT WE'RE GOING TO DELIVER WHAT WE
25 PROMISE.



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** THAT'S A FINAL ACTION THAT WOULD
3 HAVE TO COME TO US?

4

5 **RICHARD WEISS:** IF YOUR BOARD INDICATES ITS INTENT TO APPROVE
6 THE PROJECT, IT WOULD BE COMING BACK WITH FINAL FINDINGS AND
7 CONDITIONS FOR YOUR APPROVAL AT A LATER DATE.

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** I WOULD LIKE YOU TO PRODUCE SUCH A
10 DOCUMENT, AS DETAILED AS YOU CAN, WITHIN REASON, SO THAT
11 ANYBODY WHO LIVES THERE OR ANYBODY WHO IS INTERESTED CAN SAY
12 YOU PROMISED TO DO THIS AND WE EXPECT YOU TO DO THIS AND
13 YOU'RE NOT DOING THIS OR WE'RE SATISFIED THAT YOU'RE DOING
14 THIS BUT SO THAT THEY HAVE SOMETHING TO COMPARE WITH IN AN
15 ACTION. THIS IS JUST NOT GOOD ENOUGH, BUT IF THAT'S SOMETHING
16 YOU'RE PREPARED TO DO, I THINK THAT WOULD BE HELPFUL. IT'S NOT
17 GOING TO MAKE ANYBODY HAPPY. EVEN IF THIS PROJECT GOES
18 FORWARD, EVERYONE IS OWED AN OPPORTUNITY TO HAVE SOMETHING
19 THAT THEY CAN GET THEIR HANDS ON AND SAY THEY'RE IN COMPLIANCE
20 OR THEY'RE NOT IN COMPLIANCE.

21

22 **DAVID LEVINE:** THAT'S A VERY FAIR AND REASONABLE REQUEST AND WE
23 WOULD DEFINITELY HONOR IT.

24



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. I DON'T HAVE ANYTHING
2 ELSE. ANYBODY ELSE?

3

4 **SUP. KNABE:** THE ITEM IS BEFORE US, THEN, I WOULD MOVE THE
5 RECOMMENDED ACTION BY THE...

6

7 **SPEAKER:** (OFF-MIKE).

8

9 **SUP. YAROSLAVSKY, CHAIRMAN:** I'LL GIVE YOU THREE MINUTES OF
10 REBUTTAL.

11

12 **SUP. MOLINA:** WELL, AGAIN, COULD I ASK SOME QUESTIONS ON THE
13 AFFORDABLE ISSUE?

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** YEAH, ABSOLUTELY.

16

17 **SUP. MOLINA:** LET'S UNDERSTAND WHERE WE ARE, BECAUSE YOU DID GO
18 OVER IT AT THE VERY BEGINNING. ON THE ISSUE OF AFFORDABILITY,
19 THIS IS ALSO KNOWN AS THE REPLACEMENT UNITS I GUESS THEY'RE
20 CALLED, FOR THE MOST PART?

21

22 **DALE GOLDSMITH:** THEY'RE BOTH REPLACEMENT AND INCLUSIONARY UNIT
23 REQUIREMENTS.

24



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1 **SUP. MOLINA:** OKAY. WHERE WE'RE AT RIGHT NOW IS WE ARE AT 20--
2 CORRECT ME-- 22 REPLACEMENT UNITS?

3

4 **DALE GOLDSMITH:** IT'S ACTUALLY 37 MODERATE INCOME REPLACEMENT
5 UNITS AND 17 VERY LOW INCOME INCLUSIONARY UNITS. TOTAL OF 54.

6

7 **SUP. MOLINA:** ALL RIGHT. AND THAT IS IN-- AND THE SUBSIDY THERE
8 IS THAT WE'RE DOING NOW IS WHAT?

9

10 **DALE GOLDSMITH:** 11.05 MILLION DOLLARS.

11

12 **SUP. MOLINA:** AND TO ADD ANY ADDITIONAL-- I GUESS A REQUEST WAS
13 MADE WOULD COST AND YOU MENTIONED IT, 4.15. IS THAT CORRECT?

14

15 **DALE GOLDSMITH:** IN ORDER TO DO THE LIKE-FOR-LIKE REPLACEMENT
16 SO THAT THE REPLACEMENT UNITS WOULD INCLUDE LOW INCOME AND
17 MODERATE INCOME, THOSE 22 LOW INCOME UNITS WOULD BE A COST OF
18 4.15 MILLION DOLLARS.

19

20 **SUP. MOLINA:** I WANTED TO CLARIFY THOSE NUMBERS BEFORE THEY
21 CAME BACK UP.

22

23 **DALE GOLDSMITH:** OKAY.

24



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. WILL THE REPRESENTATIVES OF
2 POWER WHO WANTED A LITTLE REBUTTAL TIME. I'LL GIVE YOU THREE
3 MINUTES OF REBUTTAL TIME.

4

5 **SUSANNE BROWNE:** THANK YOU VERY MUCH FOR OFFERING US THE
6 REBUTTAL TIME.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** WE DIDN'T OFFER IT, WE RESPONDED.

9

10 **SUSANNE BROWNE:** THANK YOU FOR GRANTING IT. SUSANNE BROWNE WITH
11 THE LEGAL AID FOUNDATION OF LOS ANGELES. JUST A FEW BRIEF
12 POINTS. I JUST WANT TO CLARIFY FOR THE RECORD THAT WE HAVE NOT
13 HAD ONE WEEK TO REVIEW THE NEW FEASIBILITY STUDIES. WE HAVE
14 HAD TWO BUSINESS DAYS TO REVIEW THE KMA ANALYSIS...

15

16 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. I'M GOING TO TELL YOU
17 SOMETHING AND I DIDN'T WANT TO BRING IT UP. I ASKED MY STAFF
18 WHEN THEY FORWARDED THIS TO YOU. THEY FORWARDED IT YOU LAST
19 WEDNESDAY, AS SOON AS THEY GOT IT, AS WAS THE TESTIMONY SO
20 YOU'VE HAD SIX DAYS, ALMOST A WEEK, SO IT'S NOT THE IMPRESSION
21 THAT YOU GAVE EARLIER THAT YOU GOT IT YESTERDAY AND THEN YOU
22 GOT WAYLAID BECAUSE YOU HAD TO MEET WITH THE C.A.O. AND YOU
23 DIDN'T HAVE A CHANCE TO REVIEW IT. YOU'VE HAD ALMOST A WEEK,
24 SO IT'S DIFFERENT THAN THE IMPRESSION YOU CREATED.

25



**The Meeting Transcript of
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1 **SUSANNE BROWNE:** I WAS CITING BUSINESS DAYS, NOT CALENDAR DAYS.

2

3 **SUP. YAROSLAVSKY, CHAIRMAN:** I UNDERSTAND. I UNDERSTAND.

4

5 **SUSANNE BROWNE:** I WASN'T TRYING TO BE MISLEADING. IF YOU TAKE
6 A LOOK AT THE ANALYSIS, THE MAXIMA STUDY IS OVER 50 PAGES OF
7 DENSE FEASIBILITY ANALYSIS. THE KMA STUDY IS APPROXIMATELY 11
8 PAGES, SO WE'VE HAD A LITTLE TIME BUT IT HAS NOT BEEN
9 SUFFICIENT TO PROVIDE AN ADEQUATE ANALYSIS OF THOSE DOCUMENTS.
10 A MISREPRESENTATION WAS MADE REGARDING THE CITY'S MELLO POLICY
11 THAT I JUST WANT TO BRIEFLY CLEAR UP. THE CITY'S PROPOSED
12 MELLO ORDINANCE, WHICH WE HAVE OUR NEXT HEARING ON THIS WEEK,
13 THE CURRENT LANGUAGE IN THAT ORDINANCE IS TO REQUIRE LIKE-FOR-
14 LIKE AFFORDABILITY FOR REPLACEMENT UNITS, NOT TO ALLOW ALL
15 AFFORDABLE UNITS, EXISTING AFFORDABLE UNITS TO BE REPLACED BY
16 MODERATE INCOME UNITS. SO IF THE COUNTY WERE TO ALLOW ALL
17 MODERATE INCOME UNITS, IT WOULD BE A DEPARTURE FROM WHERE THE
18 CITY'S ORDINANCE IS HEADED. THIRD, WE ARE NOT ASKING FOR THE
19 MAXIMUM AMOUNT FEASIBLE AFFORDABLE UNITS AND THIS IS A VERY
20 IMPORTANT POINT. THIS WAS A MISREPRESENTATION BY THE
21 DEVELOPER. WITH AN 11-MILLION-DOLLAR RENT CREDIT, WHICH IS
22 WHAT THE COUNTY IS CURRENTLY OFFERING, OUR EXPERT'S ANALYSIS
23 HAS REVEALED THAT THE DEVELOPER COULD PROVIDE 90 VERY LOW
24 INCOME INCLUSIONARY UNITS AND 37 REPLACEMENT UNITS. THIS IS
25 NOT WHAT WE ARE ASKING FOR. WE ARE ASKING FOR 54 VERY LOW



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1 INCOME UNITS, WHICH IS 10% OF THE PROJECT'S SIZE, AND 37 LIKE-
2 FOR-LIKE REPLACEMENT UNITS.

3

4 **SUP. MOLINA:** ARE YOU DOING THAT BY ASKING THAT YOU INCREASE
5 THE DENSITY? IS THAT WHAT YOU'RE DOING?

6

7 **SUSANNE BROWNE:** NO. BASED ON OUR EXPERT'S ANALYSIS, THIS IS
8 WHAT CAN BE PROVIDED WITHIN THE CURRENT PROJECT ENVELOPE.

9

10 **SUP. MOLINA:** AND-- WITH NO ADDITIONAL SUBSIDY?

11

12 **SUSANNE BROWNE:** WITH NO ADDITIONAL SUBSIDY.

13

14 **SUP. MOLINA:** DO YOU HAVE THAT EXPERT'S ANALYSIS?

15

16 **SUSANNE BROWNE:** IT'S IN OUR SUBMISSION THAT WAS GIVEN TO YOU
17 TODAY AND WE WOULD HAVE HANDED IT IN SOONER BUT, AGAIN, WE'VE
18 BEEN SCRAMBLING TO RESPOND...

19

20 **SUP. MOLINA:** DO YOU HAVE IT TODAY?

21

22 **SUSANNE BROWNE:** ...WHAT WE GAVE. YES. IT SHOULD BE ON LEGAL
23 AID FOUNDATION OF LOS ANGELES LETTERHEAD.

24

25 **SUP. MOLINA:** OH, THE LETTER?



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1

SUSANNE BROWNE: WHICH, AGAIN, WE'D LIKE YOU TO HAVE AMPLE TIME TO REVIEW THAT AND WE KNOW THAT'S DIFFICULT SINCE YOU RECEIVED THAT THIS MORNING. BUT YOU RAISE A GOOD QUESTION, WHICH IS, UNDER OUR ANALYSIS, THE APPLICANT CAN PROVIDE 54 VERY LOW INCOME UNITS FOR THE INCLUSIONARY COMPONENT AND 37 LIKE-FOR-LIKE REPLACEMENT UNITS AND THE COUNTY DOES NOT NEED TO GIVE THEM AN 11-MILLION-DOLLAR RENT SUBSIDY, YOU COULD GET MONEY BACK. WE DON'T THINK THAT THAT AMOUNT IS NECESSARY. I WANT TO MAKE SURE TO ALLOW TIME FOR...

11

SUP. YAROSLAVSKY, CHAIRMAN: GO AHEAD. I'LL GIVE YOU AN EXTRA MINUTE BECAUSE WE INTERRUPTED YOU.

14

SUSANNE BROWNE: SO JUST-- FINALLY, I WANT TO RESTATE OUR REQUEST FOR A CONTINUANCE AT THIS TIME. OUR SUBMISSION, ANALYSIS AND TESTIMONY TODAY IS VERY PRELIMINARY. WE DO NOT FEEL THAT WE'VE HAD ADEQUATE TIME TO RESPOND TO THE NEW ANALYSIS AND WE HOPE THAT WE CAN HAVE MORE TIME TO DO THAT. THANK YOU.

21

YASMIN TONG: MY NAME IS YASMINE TONG AND I JUST WANT TO VERY QUICKLY REBUT THE APPLICANT'S TESTIMONY THAT THE APPELLANTS' CONSULTANTS WERE OVERLY AGGRESSIVE OR CONSERVATIVE IN THEIR FINANCIAL ASSUMPTIONS. ESSENTIALLY, WE USED ALL THE SAME



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1 FINANCIAL ASSUMPTIONS THAT THE DEVELOPER USED IN TERMS OF
2 MARKET RENTS, EXPENSES, TOTAL DEVELOPMENT COSTS AND VACANCY.
3 THE ONLY AREA WHERE WE REALLY DIFFER HAS TO DO WITH THE RETURN
4 ON COST AND THE DEVELOPER IS ASSUMING A 7% RETURN ON COST. WE
5 USED A 6% RETURN ON COST, AND, WITH THAT 6% RETURN ON COST,
6 THAT TRANSLATES TO A 20% INTERNAL RATE OF RETURN, WHICH IS A
7 VERY HEALTHY MARKET RETURN FOR RENTAL PROJECTS. AND, WITH THAT
8 6% RETURN ON COSTS, WE COULD HAVE 54 VERY LOW INCOME UNITS, 37
9 REPLACEMENT UNITS, WHICH WOULD BE MODERATE INCOME, AND, AGAIN,
10 REDUCE THE GROUND LEASE CREDIT THAT THE COUNTY IS OFFERING TO
11 THE DEVELOPER BY \$4.2 MILLION. THANK YOU.

12

13 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY. THANK YOU.

14

15 **RICHARD FINE:** SUPERVISOR YAROSLAVSKY, MAY I HAVE TWO MINUTES?

16

17 **SUP. YAROSLAVSKY, CHAIRMAN:** ALL RIGHT. YOU'RE THE OTHER
18 APPELLANT AND THAT WILL BE IT.

19

20 **RICHARD FINE:** THANK YOU VERY MUCH. I'M GOING TO LIMIT MY
21 REMARKS STRICTLY TO THE SETBACK ISSUE. AS THE LAWYER FOR THE
22 DEVELOPER STATED, THE SETBACK STARTS FROM THE PROPERTY LINE,
23 WHICH MEANS THAT YOU HAVE THE STORAGE UNIT AND THEN YOU HAVE
24 DELL AVENUE AND THEN YOU HAVE THE APARTMENT BUILDING, THE
25 GARAGES. NOW, WHAT YOU-- THE APARTMENT BUILDING IS HIGHER IN



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1 LAND THAN THE CONDOMINIUMS AND THAT'S HOW WE REALLY GOT TO
2 THAT HUNDRED FOOT, BECAUSE WE WERE TAKING INTO ACCOUNT THE
3 DIFFERENCE IN THE LAND BECAUSE THEY'RE ABOUT 15 TO 20 FEET
4 ABOVE THE CONDOMINIUM LAND, SO THAT'S HOW YOU GET THAT HIGH.
5 ONE THING WHEN YOU LOOK AT THIS SO-CALLED 12 TO 24 FEET OF A
6 SETBACK ON THE BUILDINGS, REMEMBER, THAT IS STARTING TWO
7 STORIES ABOVE THE, BASICALLY, YOU SAY 15 FEET PLUS TWO
8 STORIES, SO YOU'RE REALLY LOOKING AT ABOUT 2-1/2 STORIES UP.
9 SO, WHEN YOU'RE SITTING IN THE CONDOMINIUM AND YOU'RE LOOKING
10 UP, THAT 12 TO 24 FEET ISN'T GOING TO MAKE ANY DIFFERENCE
11 BECAUSE YOU'RE LOOKING UP AT AN ANGLE SO YOU DON'T REALLY JUST
12 SEE IT. YOU'RE STILL JUST GOING TO SEE A MASSIVE BUILDING IN
13 FRONT OF YOU.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** WELL IF YOU'RE LOOKING AT IT FROM
16 AN ANGLE, DEPENDING WHAT THE ANGLE IS, YOU STILL WOULD SEE THE
17 ARTICULATION. NO MATTER HOW YOU SLICE IT, IT'S GOING TO BE A
18 BIG BUILDING COMPARED TO WHAT'S THERE NOW BUT IT'S ZONED FOR
19 IT.

20

21 **RICHARD FINE:** YEAH. I CAN'T ARGUE ZONING WITH YOU. WHAT I AM
22 DEALING WITH ARE EXACTLY THE ISSUES THAT YOU RAISED. YOU'RE
23 GOING TO BE SEEING A MASSIVE BUILDING AND THE QUOTE
24 ARTICULATION OF 12 TO 24 FEET ISN'T GOING TO MAKE ANY
25 DIFFERENCE IN THE MASS BECAUSE IT'S LIKE A PERSON STANDING ON



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1 THE STREET LOOKING UP AT AN APARTMENT BUILDING. IT DOESN'T
2 REALLY MATTER IF, 35 FEET UP, HOW FAR BACK THAT BUILDING IS
3 GOING TO BE BECAUSE, FROM THE PERSON STANDING ON THE STREET,
4 IT DOESN'T MAKE ANY DIFFERENCE.

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** NO, I UNDERSTAND WHAT YOU'RE
7 SAYING, I HEAR WHAT YOU'RE SAYING BUT, IF YOU HAVE TO CHOOSE
8 BETWEEN ONE OR THE OTHER, THE ARTICULATION DOES MAKE A
9 DIFFERENCE.

10

11 **RICHARD FINE:** MY VIEWPOINT WOULD BE THAT ESSENTIALLY YOU
12 REALLY DON'T HAVE A CHOICE. I THINK THE INTERESTING THING IS
13 THE ISSUE WHERE THE DEVELOPER SAID THAT THEY ELECTED TO NOT GO
14 BACK BECAUSE IT WOULD COST THEM MONEY. THEY COULD HAVE BUILT
15 ANOTHER BUILDING, WHICH WAS HIGHER UP AND THAT WOULD COST THEM
16 MONEY BECAUSE GOING ABOVE THESE FIVE STORIES, YOU'RE GOING TO
17 BE GOING INTO STEEL AND SOME OTHER THINGS. SO THE CHOICE THAT
18 THEY'RE MAKING HERE IS THEY'RE MAKING A CHOICE OF PUTTING IN
19 SHALL WE SAY A HIGHER BUILDING DEEPER INTO THE LOT WHICH WOULD
20 COST THEM MORE MONEY IN THE STEEL VERSUS THE INCONVENIENCING
21 AND DESTROYING THE VIEWS AND PROPERTY VALUES OF MY CLIENTS BY
22 GOING CLOSER TO THE LOT LINE. IT'S A VERY TYPICAL DEVELOPER'S
23 DECISION: DO YOU WANT TO STICK IT TO THE OTHER GUY AND SAVE
24 OURSELVES MONEY OR DO WE WANT TO BUILD A BUILDING THAT CAN GO
25 HIGHER UP THAT'S GOING TO COST US MORE MONEY? THEIR CHOICE...



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1

2 **SUP. YAROSLAVSKY, CHAIRMAN:** THERE'S ONLY ONE FLAW IN
3 EVERYTHING YOU SAY. EVERYTHING YOU SAY IS RIGHT EXCEPT FOR ONE
4 PROBLEM. THE DEVELOPER HAD THE RIGHT TO DO THAT BY THE ZONING
5 CODE, SO IT'S DISINGENUOUS-- OR IT'S NEITHER HERE NOR THERE.
6 HE HAS THE RIGHT TO GO THAT HIGH OR TO GO HIGHER AND NARROWER
7 IF HE WANTED TO SPEND THE MONEY, EITHER WAY, HE HAD THE RIGHT
8 TO DO IT SO IT'S NOT LIKE HE'S SOME KIND OF AN OGRE HAVING
9 DONE IT THAT WAY. YOU CAN GO ABOVE TWO STORIES OR THREE
10 STORIES, WHICH IS WHAT HE HAS NOW. THE ZONING ALLOWS, THE
11 COASTAL COMMISSION ALLOWS , THE LOCAL COASTAL PLAN ALLOWS,
12 EVERYBODY ALLOWS. NOW, WHETHER THAT'S INTELLIGENT ZONING OR
13 NOT, THAT'S A DIFFERENT ISSUE. BUT THAT'S THE ZONING AND
14 THEY'VE PLAYED BY THOSE RULES.

15

16 **RICHARD FINE:** I AGREE WITH YOU. HE HAS THE RIGHT TO DO IT BY
17 THE ZONING. BUT, WHEN YOU LOOK AT ALL THE OTHER THINGS, THE 90
18 MINUTES A DAY OF THE SUN BEING GONE, WHEN YOU LOOK AT THE
19 EFFECT OF THE BUILDING ON THE AIR FLOW, WHEN YOU LOOK AT ALL
20 THE OTHER STUFF THAT I'VE RAISED WHICH, BY THE WAY, THEY
21 DIDN'T ADDRESS AND THEN ALL THE TRAFFIC AND EVERYTHING ELSE,
22 THAT'S WHERE WE COME INTO WHAT IS HAPPENING HERE. THAT'S WHERE
23 WE COME INTO THE C.E.Q.A., THAT'S WHERE WE COME INTO WHETHER
24 THERE'S ENOUGH HAS REALLY BEEN PUT FORWARD TO MAKE A DECISION.

25



**The Meeting Transcript of
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1 **SUP. YAROSLAVSKY, CHAIRMAN:** I UNDERSTAND EVERYTHING. I
2 UNDERSTAND WHAT YOU'RE DRIVING AT.

3

4 **RICHARD FINE:** THANK YOU VERY MUCH.

5

6 **SUP. YAROSLAVSKY, CHAIRMAN:** BY THE WAY, IF YOU HAD A TALLER
7 BUILDING, YOU MIGHT HAVE MORE OF A SHADOW IMPACT ON SOME OF
8 THE UNITS.

9

10 **RICHARD FINE:** FARTHER BACK. REMEMBER, THIS IS 8 ACRES.

11

12 **SUP. YAROSLAVSKY, CHAIRMAN:** I KNOW, BUT 15 STORIES IS TALL.
13 THAT SUN ISN'T THAT HIGH IN THE SUMMER SOLSTICE. I'M SORRY TO
14 SAY I'VE BECOME AN AMATEUR ASTRONOMER, ALL THESE HIGH RISES
15 AROUND THE CITY. THE SHADE/SHADOW STUDIES, I KNOW MORE ABOUT
16 THEM THAN I CARE TO KNOW AND THERE IS AN IMPACT. AND, ONE WAY
17 OR ANOTHER, THERE'S AN IMPACT, UNLESS YOU LEAVE IT THE WAY IT
18 IS. AND I KNOW THAT'S WHAT EVERYBODY WOULD LIKE BUT THAT'S NOT
19 GOING TO HAPPEN, NO MATTER WHAT.

20

21 **RICHARD FINE:** I RESPECTFULLY SUGGEST THAT PROBABLY A TALLER
22 BUILDING AT THE NORTHERN END AND CLOSER INTO THE MARINA WOULD
23 PROBABLY HAVE SOLVED A LOT OF THE PROBLEMS.

24



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1 **SUP. YAROSLAVSKY, CHAIRMAN:** AND IT MIGHT CREATE A SHADOW FOR
2 SOMEBODY ELSE.

3

4 **RICHARD FINE:** ACTUALLY, THERE YOU'RE LOOKING AT A LOT OF SPACE
5 GOING TOWARDS THE EAST. YOU PUT IT INTO THAT NORTHEAST CORNER
6 AND YOUR SHADOWS WOULD BE LITERALLY NONE BECAUSE YOU'D BE
7 GOING OFF INTO KINGSWOOD, WHICH IS FAR AWAY AND YOU'D BE FAR
8 ENOUGH AWAY FROM OUR PEOPLE THAT IT REALLY WOULDN'T CREATE A
9 PROBLEM. IT'S SOMETHING TO LOOK AT.

10

11 **SUP. YAROSLAVSKY, CHAIRMAN:** ONE DAY YOU AND I WILL DEVELOP
12 SOME HIGH-RISE PROJECT AND WE'LL BE IN CONTROL OF OUR OWN
13 DESTINY.

14

15 **RICHARD FINE:** I WOULD LOVE TO DO THAT WITH YOU. THANK YOU VERY
16 MUCH.

17

18 **SUP. YAROSLAVSKY, CHAIRMAN:** WELL, DON'T WISH. YOU MAY GET YOUR
19 WISH. THANK YOU, MR. FINE. ALL RIGHT. MR. KNABE?

20

21 **SUP. KNABE:** MOVE IT. MOVE THE RECOMMENDED ACTION ON APPROVAL
22 OF THE REGIONAL PLANNING RECOMMENDATIONS.

23

24 **SUP. YAROSLAVSKY, CHAIRMAN:** OKAY.

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **SUP. KNABE:** WITH THE CAVEAT, I GUESS, THAT YOU DIRECTED PART
2 OF THIS TO THE DEVELOPER...

3

4 **SUP. YAROSLAVSKY, CHAIRMAN:** THEY COME BACK WITH A DETAILED...

5

6 **SUP. KNABE:** RIGHT, AS PART OF THE...

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** HOW WOULD YOU SAY IT, RICK, SO
9 THAT WE GET WHAT WE WANT?

10

11 **RICHARD WEISS:** I THINK THE MOTION WOULD BE TO CLOSE THE
12 HEARING, CERTIFY THE ENVIRONMENTAL IMPACT REPORT AND INDICATE
13 AN INTENT TO APPROVE THE COASTAL DEVELOPMENT PERMIT VARIANCE
14 AND PARKING PERMIT AND INSTRUCT STAFF TO COME BACK WITH THE
15 APPROPRIATE FINAL DOCUMENTS FOR APPROVAL, INCLUDING A FULLY
16 DIMENSIONED EXHIBIT A THAT DEMONSTRATES THE SETBACKS AND THE
17 ARTICULATION, AS SPECIFIED DURING THE HEARING.

18

19 **SUP. YAROSLAVSKY, CHAIRMAN:** ON THE DELL DRIVE SIDE AND...

20

21 **RICHARD WEISS:** ON THE DELL AVENUE SIDE.

22

23 **SUP. YAROSLAVSKY, CHAIRMAN:** DELL AVENUE SIDE IN PARTICULAR. IS
24 THERE A SECOND? MR. ANTONOVICH SECONDS. IS THERE ANY



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1 OBJECTION? IF NOT, THAT WILL BE THE ORDER AND IT WILL COME
2 BACK. WHEN WILL IT COME BACK?

3

4 **RICHARD WEISS:** AS QUICKLY AS WE CAN. IT'S NOT A PUBLIC
5 HEARING, SO WE'LL BRING IT BACK ON ONE OF YOUR REGULAR TUESDAY
6 AGENDAS.

7

8 **SUP. YAROSLAVSKY, CHAIRMAN:** SO WE'RE TALKING ABOUT NO SOONER
9 THAN A MONTH?

10

11 **RICHARD WEISS:** IT ORDINARILY TAKES US A MONTH TO SIX WEEKS,
12 YES, AND, DEPENDING HOW LONG IT TAKES TO DO THE FULLY
13 DIMENSIONAL PLAN, IT MAY BE A LITTLE LONGER.

14

15 **SUP. YAROSLAVSKY, CHAIRMAN:** NEXT ITEM?

16

17 **CLERK SACHI HAMAI:** WE ARE GOING INTO CLOSED SESSION. IN
18 ACCORDANCE WITH BROWN ACT REQUIREMENTS, NOTICE IS HEREBY GIVEN
19 THAT THE BOARD OF SUPERVISORS WILL CONVENE IN CLOSED SESSION
20 TO DISCUSS ITEM CS-1 AND CS-3, CONFERENCES WITH LEGAL COUNSEL
21 REGARDING EXISTING LITIGATION AND ITEM CS-4, CONFERENCE WITH
22 LEGAL COUNSEL REGARDING SIGNIFICANT EXPOSURE TO LITIGATION,
23 ONE CASE AS INDICATED ON THE POSTED AGENDA AND SUPPLEMENTAL
24 AGENDA. THANK YOU.

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 **REPORT OF ACTION TAKEN IN CLOSED SESSION ON MARCH 6, 2007**

2

3

4 CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

5 (Subdivision (a) of Government Code Section 54956.9) Susan L.

6 Bouman v. Leroy D. Baca, U.S. District Court Case No. CV 80-

7 1341 RMT

8

9 This is a class action lawsuit regarding past gender

10 discrimination practices and the procedures for investigating

11 harassment complaints within the Sheriff's Department.

12

13 No reportable action was taken.

14

15 CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

16 (Subdivision (a) of Government Code Section 54956.9) County of

17 Los Angeles v. Aetna Casualty & Surety Co., Inc. et al.,

18 Orange County Superior Court Case No. 785435

19

20 This lawsuit seeks payment of insurance proceeds for damages

21 to insured County buildings caused by the Northridge

22 Earthquake. During Open Session the Board continued this item

23 to May 8, 2007

24



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

2 (Subdivision (a) of Government Code Section 54956.9) Midtowne
3 Spa, et al. v. County of Los Angeles, et al., Los Angeles
4 Superior Court Case No. BC 348587

5

6 This is a lawsuit challenging the legality of County
7 ordinances pertaining to commercial sex venues.

8

9 Action Taken: The Board of Supervisors approved settlement of
10 the above case. The substance of the settlement will be
11 disclosed upon inquiry by any person as soon as the settlement
12 becomes final following approval by all parties.

13

14 The vote of the Board of Supervisors was unanimous with all
15 Supervisors being present.

16

17 CS-4. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

18 (Subdivision (b) of Government Code Section 54956.9)

19 Significant exposure to litigation (one case)

20

21 No reportable action was taken.

22

23

24

25



**The Meeting Transcript of
The Los Angeles County Board of Supervisors**

1 I, JENNIFER A. HINES, Certified Shorthand Reporter
2 Number 6029/RPR/CRR qualified in and for the State of
3 California, do hereby certify:

4 That the transcripts of proceedings recorded by the
5 Los Angeles County Board of Supervisors March 6, 2007,
6 were thereafter transcribed into typewriting under my
7 direction and supervision;

8 That the transcript of recorded proceedings as
9 archived in the office of the reporter and which
10 have been provided to the Los Angeles County Board of
11 Supervisors as certified by me.

12 I further certify that I am neither counsel for, nor
13 related to any party to the said action; nor
14 in anywise interested in the outcome thereof.

15 IN WITNESS WHEREOF, I have hereunto set my hand this 8th
16 day of March 2007 for the County records to be used only for
17 authentication purposes of duly certified transcripts
18 as on file of the office of the reporter.

19

20 JENNIFER A. HINES

21 CSR No. 6029/RPR/CRR

22

23